

# JOSEPHINE COUNTY VOTERS' PAMPHLET

Official General Election | **November 8, 2022**

Greetings,

The county voter's pamphlet for the **November 8, 2022 General Election** has been inserted within the state pamphlet in a cost-savings cooperative effort between Josephine County and the Secretary of State. Each page of your county voters' pamphlet is clearly marked with a gray color bar on the outside edge. Please read through your pamphlet as it will provide you with information regarding the candidate races and ballot measures at hand.

## Are you registered to vote?

Voters' Pamphlets are mailed to each household rather than each registered voter. Therefore, the receipt of this voters' pamphlet does not guarantee you are a registered voter. You may check your registration status at [www.oregonvotes.gov](http://www.oregonvotes.gov) or by contacting your local elections office at (541) 474-5243. The deadline to register to vote in the November 8, 2022 General Election is October 18, 2022. Additional voter registration information is available in the state portion of your voters' pamphlet.

## Ballots!

Ballots are scheduled to be mailed to each registered voter on October 19th. If you are an active registered voter and have not received your ballot in the mail by Wednesday, October 26th, please call your County Clerk's office at (541) 474-5243.

## What's on the Ballot?

Your ballot will only contain the races and measures in which you are eligible for. You are only eligible to vote on the issues pertaining to the districts in which you reside. Therefore, it is important to remember that not all of the races and measures contained within this pamphlet will appear on your ballot.



Handwritten signature of Rhiannon Henkels in black ink.

RHIANNON HENKELS  
Josephine County Clerk & Recorder

Notice: The County Voters' pamphlet contains measure arguments and candidate statements submitted by those who have chosen to pay the required fee. The candidate statements and measure arguments contained in this pamphlet are printed as submitted and have not been verified for accuracy by the county.

## Index to Voters' Pamphlet

All candidates were invited to participate in this pamphlet. The following candidates submitted information.

Measures	
17-107 .....	Page 17-4
17-108 .....	17-10
17-109 .....	17-17
17-110 .....	17-19
17-111 .....	17-22
17-112 .....	17-25

Candidates	
Daniel, Dave .....	Page 17-33
DeLaGrange, Brian .....	17-35
Henkels, Rhiannon .....	17-34
King, Joel T. ....	17-38
Knapp, Jonathan .....	17-33
Lane, Ethan .....	17-36
Martell, Meadow .....	17-35
Nichols, Molly .....	17-39
Pell, Rob .....	17-36
Riker, Rick .....	17-37
Scherf, Clint .....	17-37
West, John .....	17-34
Yunker, Dwayne .....	17-38

<b>Translation Information</b> .....	17-2
<b>Voting Instructions</b> .....	17-3
<b>Drop Site Locations</b> .....	17-40

**ATTENTION:** This is the beginning of the Josephine County voters' pamphlet. The county portion of this joint voters' pamphlet is inserted in the center of the state's portion. Each page of the county voters' pamphlet is clearly marked with a gray color bar on the outside edge. All information contained in the county portion of this pamphlet has been assembled and printed at the request of County Clerk Rhiannon Henkels.

# Translation Information

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Selected portions of this county voters' pamphlet are available in Simplified Chinese, Korean, Russian, Spanish, and Vietnamese. These translations can be found online at [sos.oregon.gov/elections/Pages/vp-josephine.aspx](https://sos.oregon.gov/elections/Pages/vp-josephine.aspx).

本县选民手册的部分内容提供简体中文版本。可以访问 [sos.oregon.gov/elections/Pages/vp-josephine.aspx](https://sos.oregon.gov/elections/Pages/vp-josephine.aspx)，获取译本。

주 유권자 팜플렛의 선택된 부분은 한국어 준비되어 있습니다. 번역은 온라인 [sos.oregon.gov/elections/Pages/vp-josephine.aspx](https://sos.oregon.gov/elections/Pages/vp-josephine.aspx) 에서 찾아볼 수 있습니다.

Отдельные части брошюр избирателей этого округа доступны на русском языке. С данными переводами можно ознакомиться в Интернете по адресу: [sos.oregon.gov/elections/Pages/vp-josephine.aspx](https://sos.oregon.gov/elections/Pages/vp-josephine.aspx).

Algunas secciones de este folleto para votantes del condado están disponibles en español. Estas traducciones están disponibles en línea en [sos.oregon.gov/elections/Pages/vp-josephine.aspx](https://sos.oregon.gov/elections/Pages/vp-josephine.aspx).

Các phần được chọn trong tập tài liệu cử tri quận này có bản ngôn ngữ tiếng Việt. Các bản dịch có thể xem trực tuyến tại [sos.oregon.gov/elections/Pages/vp-josephine.aspx](https://sos.oregon.gov/elections/Pages/vp-josephine.aspx).

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In 2021, the Oregon Legislature passed the Voter Language Access Bill (HB 3021) requiring the Secretary of State to translate portions of state and county voters' pamphlets into Oregon's most spoken languages. The law seeks to remove barriers to voting for those who are not fully proficient in English. The bill's requirements are being implemented for the first time this election.

To help in this effort, the Translation Advisory Council was created. The Council is made up of volunteer community members who represent the ethnic, linguistic, and cultural diversity of Oregon voters. Council members make sure translations are accurate and retain the original tone and meaning in a culturally appropriate manner.

# HOW TO CAST YOUR VOTE:

## 1. Complete your ballot

To vote, completely fill in the box next to your choice.

To vote for a person not on the ballot, fill in the oval next to the “write-in” line, then neatly write the name of the person on the line provided.

You do not have to vote on all contests. Those you do vote on will still count.

## 2. Check for errors

If you vote for more options than are allowed, your vote **will not count** for that contest.

If you think you made a mistake, call the Josephine County Elections Office.

If you would like to change your choice on a contest, draw a solid line through your original choice, then make your next selection.

## 3. Optional: Use the “secrecy” sleeve

If you use the optional “secrecy” sleeve, put only your voted ballot (not another person’s ballot) inside. Then, put only your secrecy sleeve inside your return envelope.

*(If we receive an envelope with more than one ballot inside, all enclosed ballots are rejected and not counted.)*

**You are not required to use the “secrecy” sleeve.**

## 4. Sign your return envelope

You must sign your return envelope or **your vote will not count.**

We verify every signature on every envelope against the voter files.

## 5. Return your ballot

- By mail – Stamps are no longer required (ballot return envelopes in Oregon now use prepaid postage)
- At any Official Ballot Drop Site (see list on the back of this pamphlet)
- At the County Clerk’s/Elections Office

# WHAT IS A PREPAID POSTAGE ENVELOPE?

## *You don’t have to find a stamp*

With prepaid postage, you no longer have to search for a stamp to mail back your voted ballot.

All ballots in Oregon will be sent to voters with a prepaid postage return envelope.

## **How does it work?**

If you mail back your voted ballot, the Post Office will charge the State of Oregon for each ballot sent back to an Elections Official.

Only those ballots sent back through the mail will be charged to the State.

## **What about Drop sites?**

Using one of Josephine County’s 8 drop sites is faster, cheaper and will reach us before the deadline.

## **Return your ballot**

- By mail (must be postmarked by Election Day)
- At any Official Ballot Drop Site (see list on the back of this pamphlet)
- At the County Clerk’s/Elections Office

# WHAT ABOUT POSTMARKS?

Beginning January 1, 2022, **postmarks can count.** However, your ballot must be:

- Signed,
- Postmarked on or before Election Day,
- Received by the County Clerk’s Office within seven days after Election Day.

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## Josephine County Elections

web: [www.josephinecounty.gov](http://www.josephinecounty.gov)  
email: [clerk@josephinecounty.gov](mailto:clerk@josephinecounty.gov)

ph: (541) 474-5243  
tty: (800) 735-2900

# Measure 17-107 City of Grants Pass

Referred to the People by the Grants Pass City Council

## 17-107

Proposed amendments to the Grants Pass City Charter.

**QUESTION:** Shall the City Charter be amended to provide compensation to the Mayor and the City Council beginning in January 2025?

**SUMMARY:** The City Council proposes changes be made to the City Charter. Proposed changes include: (1) Providing Mayor and Council \$400 monthly compensation for their services beginning January 2025; (2) Allowing for yearly cost-of-living adjustments tied to the Consumer Price Index for All Urban Consumers (CPI-U), not to exceed 3% annually.

### Explanatory Statement

The proposed measure makes amendments to the City Charter. The City Charter defines roles and authority for the governance of the City.

The proposed amendments to the Charter include:

I. Providing Mayor and Council compensation for their duties in the amount of \$400 monthly beginning January 2025;

II. Allowing for yearly cost of living adjustments tied to the Consumer Price Index for All Urban Consumers, not to exceed 3% annually.

A "yes" vote would favor making the amendments. A "no" vote would be against making amendments.

*(This information furnished by Karen Frerk, City Recorder.)*

## Measure 17-107 Arguments

### Argument in Favor

**WHY GRANTS PASS SHOULD PAY THE CITY COUNCIL A STIPEND**

**OUR CURRENT SITUATION:**

Grants Pass City Councilors and Mayor serve on a strictly voluntary basis.

**THE CHALLENGE:**

The public being well represented on the city council is the cornerstone of our local government. Through the mid-2000s there were nearly always multiple candidates running for every open council seat. Unfortunately, that's been changing and by 2020 three of the five open seats featured candidates running unopposed. If that trend continues, there may soon be times when someone who hasn't followed the issues runs unopposed and is elected or no one runs at all. If the latter occurs, the seated councilors would have to fill any vacant seats by appointment whereby the public would get no direct representation.

**HOURS:**

Councilors typically attend council meetings, mostly in-person and sometimes by phone, approximately 15 hours monthly and attend 25-30 hours annually at the strategic planning and budget committee meetings. Individual councilors are liaisons to, and also attend monthly local committee meetings (Parks, Tourism, Arts, etc). There is also significant investigation, reading, and other prep time that goes into the job.

Due to the time commitment, the pool of council candidates has been disproportionately limited to retirees. Representation of our community's working class and parents who may need to pay for child care has been sorely lacking.

**THE SOLUTION:**

Statewide, cities compensate councilors in different ways. Some pay thousands a month. Some offer medical coverage, cellphones, or utility reimbursement. Some still pay nothing.

We're hopeful that offering a modest stipend to GP city councilors will help broaden the candidate pool and help retain high-functioning councilors with busy schedules. To that end, we believe a \$400 monthly stipend will attract more people to run. If voted in, the stipend wouldn't begin until January 2025 after all seats have come up for re-election.

**VOTE YES** to help ensure good representation

City Councilors; Riker, Pell, Ogier, Lovelace, King, Faszer, DeLaGrange, Collins, Mayor Bristol

*(This information furnished by Rob Pell.)*

"Measure arguments are printed as submitted. The printing of this argument does not constitute an endorsement by Josephine County, nor does the county warrant the accuracy or truth of any statements made in the argument."

# Measure 17-107 City of Grants Pass - Charter Text

## Charter City of Grants Pass, Oregon Council-Manager Form of Government

### A CHARTER

To provide for the government of the City of Grants Pass, Josephine County, Oregon; and to repeal all Charter provisions of the City enacted prior to the time this Charter takes effect, with the exceptions set forth herein.

Be it enacted by the people of the City of Grants Pass, Josephine County, Oregon:

### CHAPTER I

#### NAME AND BOUNDARIES

Section 1. TITLE OF ENACTMENT. This enactment may be referred to as the City Charter of ~~2013~~ 2025.

Section 2. NAME OF CITY. The municipality of Grants Pass, Josephine County, Oregon shall continue to be a municipal corporation with the name "City of Grants Pass." The City of Grants Pass shall have and use a seal.

Section 3. BOUNDARIES. The City of Grants Pass shall include all territory encompassed by its boundaries as they now exist or as modified as provided herein. Unless mandated by State law, all annexations, by whatever means to the City of Grants Pass must be approved by a majority vote of the electors of the City. The City Recorder shall keep on file at least one copy of this Charter in which shall be maintained an accurate, up-to-date description of the boundaries. The copy and description shall be available for public inspection at any time during regular office hours of the City Recorder. (Amended by voters, November 7, 2000, Measure 17.77) (Amended by voters, May 21, 2013, Measure 17-50)

### CHAPTER II

#### POWERS

Section 1. POWERS OF THE CITY. The City shall have all powers which the constitutions, statutes, and common law of the United States and of this State expressly or implied grant or allow municipalities, as fully as though this Charter specifically enumerated each of these powers.

Section 2. CONSTRUCTION OF CHARTER. In this Charter, no mention of a particular power shall be construed to be exclusive or to restrict the scope of the powers which the City would have if the particular power were not mentioned. The Charter shall be liberally construed to the end that the City shall have all powers necessary or convenient for the conduct of its municipal affairs, including all powers that cities may assume pursuant to State laws and to the municipal home rule provisions of the State constitution.

### CHAPTER III

#### FORM OF GOVERNMENT

Section 1. WHERE POWERS VESTED. Except as this Charter provides otherwise, all powers of the City shall be vested in the Council.

Section 2. COUNCIL. The Council shall be composed of eight Council Members elected from the City at large on a nonpartisan ballot.

Section 3. WARDS ESTABLISHED. The City of Grants Pass, Josephine County, Oregon, is hereby divided into four wards, designated and bounded as follows:

- A. Ward No. 1 shall consist of all that portion of the City lying north of the center line of Bridge Street and 'M' Street and west of the center line of Sixth Street extended north under Interstate 5 and following Scoville Road.
- B. Ward No. 2 shall consist of all that portion of the City lying north of the Rogue River and east of the center line of Sixth Street extended north of Interstate 5 and following Scoville Road.
- C. Ward No. 3 shall consist of all that portion of the City lying south of the Rogue River and southeast of a line formed by connecting the center line of 6th Street from the Rogue River to Highway 199 and the center line of Highway 199 from their intersection to the southwest.
- D. Ward No. 4 shall consist of all that portion of the City lying south of the center line of Bridge Street and 'M' Street, north of the center line of Highway 199, and west of the center line of Sixth Street.

The boundaries of the ward lines as herein prescribed may hereafter be changed by ordinance. (Boundaries revised by Ordinance No. 13-5588 December 4, 2013.)

There shall be two Council Members from each ward herein established.

Section 4. COUNCIL MEMBERS. The members of the Council shall be elected for a term of four years and shall hold their respective offices until their successors are elected and qualified. There shall be elected at large eight Council Members, one from each of the four wards at each biennial general election. The offices of Council Members shall always be filled so that one Council Member shall be elected from each ward for the full term of four years at each biennial general election. The term of office of Council Members incumbent at the time this Charter is adopted shall continue through their current terms of office.

Section 5. MAYOR. At the biennial general election held in 1980 and every fourth year thereafter, a Mayor shall be elected for a term of four years. The term of office of the Mayor incumbent at the time this Charter is adopted shall continue through the Mayor's current term of office.

# Measure 17-107 City of Grants Pass - Charter Text

Section 6. QUALIFICATIONS OF ELECTED OFFICERS. No person shall be eligible for the office of Mayor unless, at the time of their election, that person is a qualified elector within the meaning of the State constitution and has resided in the City during the twelve months immediately preceding the election. No person shall be eligible for Council office unless, at the time of their election or appointment, that person is a qualified elector within the meaning of the State constitution and has resided in the ward for which that person is seeking office during the six months immediately preceding the election. The Council shall be the final judge of the qualifications and election of its own members and the office of Mayor.

Section 7. SALARIES. The Mayor and Council Members shall receive **\$400 monthly compensation** ~~no pay~~ for their services, **beginning in January 2025. Cost-of-living adjustments shall be tied to the Consumer Price Index for All Urban Consumers (CPI-U), not to exceed 3% annually.** ~~and~~ The compensation of each other City officer and each employee shall be provided for by the Council.

Section 8. APPOINTIVE OFFICES. Appointive offices of the City shall be the City Manager, the Municipal Judge and Municipal Judges Pro Tem, which shall be filled by appointment of the Council. The Council may create and abolish boards and commissions as it deems necessary and may make such appointments to and removal from such boards and commissions as provided by State law, resolution, City Charter, ordinance or resolution.

## CHAPTER IV COUNCIL

Section 1. MEETINGS. The Council shall hold a regular meeting at least once each month in the City at a time and at a place which it designates. It shall adopt rules for the government of its members and proceedings, and shall provide for keeping a journal of its proceedings. This journal shall be a public record. All records of the proceedings shall be approved by the Council at a meeting of the Council. The Mayor may, or at the request of three Council Members shall, by giving notice thereof to all Council Members then in the City, call a special meeting of the Council to be held not earlier than twenty-four (24) hours after notice is given. In the event of an actual emergency, a meeting of the Council may be held upon such notice as is appropriate to the circumstances. No action by the Council shall have legal effect unless the motion for the action and vote by which it is disposed of takes place at proceedings open to the public.

Section 2. VOTING. Voting, except on procedural motions, shall be by roll call and the ayes and nays shall be recorded in the journal. Five Council Members shall constitute a quorum, but a small number may adjourn from time to time and may compel the attendance of absent members in the manner and subject to the penalties prescribed by the rules of the Council. No action of the Council, except as otherwise provided in this Charter, shall be valid unless adopted by the affirmative vote of a majority of the quorum of the Council. No Council Member shall be liable or questioned in any other place for words uttered in debate therein.

Section 3. CONFLICT OF INTEREST. Neither the Mayor nor any Council Member shall, during the period for which each person is elected or serving as such, be financially interested in any contract affecting the City.

Section 4. MAYOR'S FUNCTIONS AT COUNCIL MEETINGS. The Mayor shall chair Council meetings and preside over its deliberations. The Mayor shall have a vote on all questions before the Council resulting in a tie vote. The Mayor shall have authority to preserve order, enforce the rules of the Council, and determine the order of business under the rules of the Council. The Mayor must sign all records of Council decisions. The Mayor serves as the political head of the City government.

Section 5. PRESIDENT OF THE COUNCIL. At first regular meeting of the common Council in January of each year, or as soon thereafter as practicable, the Council shall choose by ballot one of its members to preside over the Council and perform the duties of Mayor in the absence of the Mayor from the City, or if the Mayor be, from any cause, unable to act as Mayor, the president of the Council shall preside over the Council meetings and shall have and exercise the power and perform all the duties of the Mayor.

## CHAPTER V POWERS AND DUTIES OF OFFICERS

Section 1. MAYOR. No ordinance passed by the Council shall go into effect or be of any force until approved by the Mayor, except as provided in the following sections.

1. Upon the passage of any ordinance or resolution the enrolled copy thereof, attested by the City Recorder, shall be submitted to the Mayor by the City Recorder, and if the Mayor approves the same, the Mayor shall write thereon "approved" with the date of such approval, and sign the same officially and thereupon, unless otherwise provided therein, such ordinance shall become law and be of force and effect. (Amended by voters May 21, 2013, Measure 17-50)
2. If the Mayor does not approve of an ordinance or resolution so submitted, the Mayor must, within three (3) days from the receipt thereof, return the same to the City Recorder, with the Mayor's written reasons for not approving it; and if the Mayor does not return it within three (3) days, such ordinance or resolution shall become law as if the Mayor had approved it. Within three (3) days of return of a disapproved ordinance or resolution, the City Recorder must notify the Council of such action. (Amended by voters May 21, 2013, Measure 17-50)
3. At the first meeting of the Council after the return by the Mayor of any ordinance or resolution not approved, the City Recorder shall present the same to the Council, with the written reasons of objections of the Mayor, all of which must be read to the Council, and such ordinance or resolution shall then be put upon its passage again, and if three-fourths of all members constituting the Council shall vote in favor of such ordinance or resolution, it shall thereupon become a law without the approval of the Mayor. (Amended by voters May 21, 2013, Measure 17-50)

### Section 2. CITY MANAGER

1. Qualifications. The City Manager shall be the administrative head of the government of the City. The City Manager shall be chosen by the Council without regard to political considerations and solely with reference to the candidate's executive and administrative qualifications. The City Manager need not be a resident of the City or of the State at the time of appointment, but promptly thereafter shall

# Measure 17-107 City of Grants Pass - Charter Text

become and, during the incumbency, remain a resident of the City. Before taking office, the City Manager candidate shall be bonded in such amounts and with such surety as may be approved by the Council. The premiums on such bonds shall be paid by the City.

2. Term. The Manager shall be appointed for a definite or an indefinite term and may be removed at any time by a majority of the Council currently holding office. The Council must fill the office by appointment as soon as practicable after the vacancy occurs. (Amended by voters May 21, 2013, Measure 17-50)

3. Powers and Duties. The powers and duties of the Manager shall be as follows:

- a. Devote all time to the discharge of official duties, attend all meetings the Council unless excused therefrom by the Council or the Mayor, keep the Council advised at all times of the affairs and needs of the City and make reports as requested by the Council of all the affairs and Departments of the City.
- b. See that all ordinances are enforced and that provisions of all franchises, leases, contracts, permits and privileges granted by the City are observed.
- c. Designate a City Recorder and the Manager shall hire and may remove City employees except as the Charter otherwise provides and shall have general supervision and control over them and their work with power to transfer an employee from one department to another. The Manager shall supervise the departments to the end of obtaining the utmost efficiency in each of them. The Manager shall have no control, however, over the Council or over the judicial activities of the municipal judge. All personnel actions affecting the appointment, removal, transfer, demotion, layoff or disciplinary action of court employees shall have the consent of the municipal judge. In the event the Manager and judge shall disagree on any aforementioned proposed personnel action, the Council shall determine the appropriate action. (Amended by voters May 21, 2013, Measure 17-50)
- d. Act as purchasing agent for all departments of the City.
- e. Be responsible for preparing and submitting to the Budget Committee the annual budget estimates and such reports as that body requests.
- f. Supervise the operation of all public utilities owned and operated by the City and shall have general supervision over all City property.
- g. Appoint, in his discretion, a Manager Pro Tem in the event of his absence from the City. (Amended by voters May 21, 2013, Measure 17-50)

4. Seats at Council Meetings. The Manager, and such other officers as the Council designates, shall be entitled to sit with the Council but shall have no vote on questions before it. The Manager may take part in all Council discussions.

5. Manager Pro Tem. If the Manager is temporarily disabled from acting as Manager or when the office of Manager becomes vacant, the majority of the Council currently holding office must appoint a Manager Pro Tem. The Manager Pro Tem has the authority and duties of Manager, except that a Pro Tem Manager may only appoint or remove department heads with the approval of the majority of Council currently holding office. (Amended by voters May 21, 2013, Measure 17-50)

6. Interference in Administration and Elections. No member of the Council shall directly or indirectly, by suggestion or otherwise, attempt to coerce the Manager in making of any appointment or removal of any employee or in the purchase of supplies; or attempt to exact any promise relative to any appointment from any candidate for Manager; or discuss directly or indirectly with the Manager the matter of specific appointments to any City employment. Violation of the foregoing shall constitute grounds for removal from office by a majority of the Council holding office following a public hearing. Nothing in this section shall be construed to prohibit the Council, during any regular or special meeting, from fully and freely discussing with or suggesting to the Manager anything pertaining to the foregoing matters or City affairs and for the best interests of the City. (Amended by voters May 21, 2013, Measure 17-50)

7. Ineligible Persons. Neither the Manager's spouse nor any person related to the Manager or Manager's spouse by consanguinity or affinity within the third degree may hold any appointive office or employment with the City.

## Section 3. MUNICIPAL JUDGE.

1. The Municipal Judge shall be the judicial officer of the City, shall be and remain a member of the Oregon State Bar and shall hold within the City a court known as the Municipal Court for the City of Grants Pass, Josephine County, Oregon. Except on non-judicial days, the court shall be open for the transaction of judicial business as prescribed by the laws of the State. The territorial jurisdiction of the court shall include the entire area within the boundaries of the City as now or hereafter established. The municipal court shall have original jurisdiction of all offences defined and made punishable by ordinances of the City and of all actions brought to recover or enforce forfeitures or penalties defined or authorized by ordinances of the City. The municipal court shall also have such jurisdiction and authority as may now exist, or hereafter be granted or created by the laws of the State of Oregon. The functions of the Municipal Judge and municipal court may be fulfilled by a State court when so appointed and designated by the Council.

2. The Municipal Judge shall have authority to issue process for the arrest of any person accused of any offense against the ordinances of the City, to commit any such person to jail or admit such person to bail pending trial, to issue subpoenas, to compel witnesses to appear and testify in court on the trial of any cause before the Municipal Judge to compel obedience to such subpoenas, to issue any process necessary to carry into effect the judgments of the court, and to punish witnesses and others for contempt of court. When not governed by ordinances or this Charter, all proceedings in the municipal court for the violation of the City ordinance shall be governed by the applicable general laws of the State governing justices of the peace and justice courts, or by the general laws of the State governing any State court designated or appointed by the Council.

3. The Municipal Judges Pro Tem shall have the same qualifications as the Municipal Judge and a Municipal Judge Pro Tem shall serve as Municipal Judge during the absence or disability of the Municipal Judge.

Section 4. CITY ATTORNEY. The City Attorney shall be the Chief Legal Officer of the City. The City Manager shall hire and/or terminate the City Attorney subject to the consent of the majority of the Council currently holding office. (Amended by voters May 21, 2013, Measure 17-50)

# Measure 17-107 City of Grants Pass - Charter Text

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## CHAPTER VI

### ELECTIONS

Section 1. VOTER QUALIFICATIONS. Every legal voter of the State who has been a resident of the City for thirty (30) days immediately preceding the election shall be entitled to vote at a City election.

Section 2. REGULAR ELECTIONS. Regular City elections shall be held at the same times and places as the biennial general State election, in accordance with applicable State elections laws. The City Recorder shall, not later than the last day on which such certificate may be filed, prepare and furnish to the County Clerk of Josephine County a certified statement showing the City measures to be voted on at said election and the City offices to be filled in the City at the election, and the names and other information concerning all candidates for such offices to be voted on at the election. Notice of such election shall be that provided by law to be given by the County Clerk of the County. (Amended by voters May 21, 2013, Measure 17-50)

Section 3. SPECIAL ELECTIONS. The Council shall provide the time, manner, and means for holding any special election. The City Recorder shall give at least ten days' notice of each special election in the manner provided by the action of the Council ordering the election. (Amended by voters May 21, 2013, Measure 17-50)

Section 4. REGULATION OF ELECTIONS. Except as this Charter provides otherwise and as the Council provides otherwise by ordinances relating to elections, the general laws of the State shall apply to the conduct of all City elections, recounts of the returns therefrom, and contests thereof.

Section 5. TIE VOTES. In the event of a tie vote for candidates for an elective office, the successful candidate shall be determined by a public drawing of lots in a manner prescribed by the Council.

Section 6. CANVASS OF RETURNS. In all elections held in conjunction with State and County elections, the State laws governing the filing of returns by the County Clerk shall apply. In each special City election, the returns therefrom shall be filed with the City Recorder on or before noon of the day following, and not later than ten days after the election, the Council shall meet and canvass the returns. The results of all special elections shall be entered in the record of the proceedings of the Council. The entry shall state the total number of votes cast at the election, the votes cast for each person and for and against each proposition, the name of each person elected to office, the office to which each person has been elected, and a reference to each measure enacted or approved. Immediately after the canvass is completed, the City Recorder shall make and sign a certificate of election of each person elected and deliver the certificate to each person elected within one day after the canvass. A certificate so made and delivered shall be prima facie evidence of the truth of the statements contained in it. (Amended by voters May 21, 2013, Measure 17-50)

Section 7. ELECTION CONTEST. The common Council is the judge of election and qualification of the Mayor and Council Members, and in case of a contest between two or more persons claiming to be elected thereto, must determine the same. An election contest for any office other than Mayor and Council Member must be determined according to the laws of the State regulating election contests for County officers.

Section 8. COMMENCEMENT OF TERMS OF OFFICE. The term of office of a person elected in a regular City election shall commence the first Monday of the following year.

Section 9. OATH OF OFFICE. Before entering upon the duties of an office, each officer shall take an oath or shall affirm that they will support the constitutions and laws of the United States and of Oregon and that they will faithfully perform the duties of that office.

#### Section 10. NOMINATIONS.

- Names for all candidates for City office shall be presented for nomination by individual nominating petitions or by declaration or candidacy and payment of the fee.
- In any petition filed by or on behalf of, or declaration of candidacy made by, a candidate for election to a City elective office at the general election, no reference shall be made to any political party ballot or to the political party affiliation of a candidate. The petition nomination shall contain the signatures of not less than fifty registered electors of the City.
- All such nominating petitions and declarations of the candidacy must be filed with the City Recorder at least five (5) days prior to the date on which the City Recorder is required to certify candidates and measures to the County Clerk for election. (Amended by voters May 21, 2013, Measure 17-50)

#### Section 11. ELECTION PROCEDURE.

- Except as herein expressly provided, the manner of election and preparing the general election ballot shall be the same as the State provisions now or hereafter in effect for the non-partisan election of district attorneys, subject to such change as the Council may hereafter make by ordinance.
- When there are three (3) or more candidates for an office, the candidate receiving the highest number of votes shall be declared elected. A plurality of the votes cast shall be sufficient for election.

## CHAPTER VII

### VACANCIES IN OFFICE

Section 1. WHAT CREATES VACANCY. An elective office shall be vacant upon the death, removal from the City, or resignation of the incumbent, or upon such incumbent's ceasing to possess the qualifications of an elector. The office of the Mayor and Council Member shall be vacated whenever the incumbent thereof shall fail to attend any three (3) consecutive regular meetings of the Council.



# Measure 17-107 City of Grants Pass - Charter Text

Section 2. FILLING OF VACANCIES. Vacant elective office in the City shall be filled by appointment made by a majority of the Council currently in office. In the event of a Council vacancy, an election shall be conducted to fill the vacancy at the next regular general biennial election, unless the vacancy occurs less than 100 days from the next regular general biennial election. If the vacancy occurs less than 100 days from the next regular general biennial election, the City shall conduct an election to fill the vacancy at the next May special election. The term of the newly elected Councilor shall run concurrently with the term of the vacating Councilor. (Amended by voters May 21, 2013, Measure 17-50)

## CHAPTER VIII ORDINANCES

Section 1. ENACTING CLAUSE. The enacting clause of all ordinances hereinafter enacted shall be: "The City of Grants Pass hereby ordains:"

Section 2. ENACTMENT PROCEDURE.

1. Except as the second and third paragraphs of this section provide to the contrary, every ordinance of the Council shall, before being put upon its final passage, be read fully and distinctly in open Council meetings on two (2) different days.
2. Except as the third paragraph of this section provides to the contrary, an ordinance may be enacted at a single meeting of the Council by unanimous vote of all Council Members present, upon being read first in full and then by title.
3. Any of the readings may be by title only if no Council Member present at the meetings requests to have the ordinance read in full, or if a copy of the ordinance is provided for each Council Member and three (3) copies are provided for public inspection in the office of the City Recorder not later than one week before the first reading of the ordinance and if notice of their availability is given forthwith upon the filing, by written notice posted at the City Hall and two other public places in the City or by advertisement in a newspaper of general circulation in the City. An ordinance enacted after being read by title alone may have no legal effect if it differs substantially from its terms as it was thus filed prior to such reading, unless each section incorporating such a difference is read fully and distinctly in open Council meetings as finally amended prior to being approved by the Council. (Amended by voters May 21, 2013, Measure 17-50)

Section 3. EXISTING ORDINANCES CONTINUED. All ordinances of the City in force and effect when this Charter takes effect shall remain in effect until amended or repealed.

## CHAPTER IX PUBLIC IMPROVEMENTS

Section 1. IMPROVEMENTS. The procedure for making, altering, vacating or abandoning a public improvement shall be governed by general ordinance, or to the extent not so governed, by the applicable general laws of the State.

Section 2. REMONSTRANCE. If a written remonstrance be filed with the City Recorder prior to the first public hearing on public improvements for improvement of a street, installing curb, gutter, sidewalk and other assessment projects, other than installation of water or sanitary sewer, and such written remonstrance shall be filed by the owners of two-thirds of the property abutting on said street or alley to be so improved or repaired, computed on a lineal foot basis, no improvement shall be made but such project may be considered again by the Council not less than six (6) months after the filing of a remonstrance. The Council shall have authority to install water or sanitary sewer improvements over 100% objections. In this section, "owner" shall mean the record holder of the legal title or, where land is being purchased under a land sale contract, recorded, the purchaser shall be deemed the "owner". (Amended by voters May 21, 2013, Measure 17-50)

## CHAPTER X MISCELLANEOUS PROVISIONS

Section 1. STREET VACATION. Prior Charter language, which provided that the Council shall have the power and authority within the limits of Grants Pass to provide for the vacation of any street or alley upon the petition or with the consent of not less than 3/4 of all of the owners of the property adjoining or abutting upon such street or alley, or any part thereof so vacated, is specifically continued in full force and effect. The aforesaid fraction pertaining to property owners shall be computed on a lineal foot basis. The Council shall prescribe by general ordinance the procedure to be followed in such vacation. (Amended by voters May 21, 2013, Measure 17-50)

Section 2. CHARTER. All Charter provisions of the City enacted prior to the time that this Charter takes effect are hereby repealed, save and except any portions necessary to sustain action previously taken under the prior Charter or action or procedure in the process of completion under the prior Charter, set forth hereinabove, is specifically continued in force and effect.

Section 3. This Charter shall take effect on the 1st day of ~~June 2013~~ **January 2025**. (Amended by voters May 21, 2013, Measure 17-50)(Charter originally adopted January 1977)

# Measure 17-108 City of Cave Junction

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## Referred to the People by the Cave Junction City Council

# 17-108

Updating and amending the Cave Junction Charter of 1981

**QUESTION:** Shall the charter be updated to clarify and reflect current council processes, legal terminology, updated financial references and acceptable pronouns.

**SUMMARY:** The City Council proposes changes be made to the City Charter. Proposed Changes include: addition of Section 23 appointive officers; Chapter 8 Ordinances - clarifying the ordinance approval process; the addition of Chapter 9 designating administrative authority for resolutions; and Chapter 10, Quasi-Judicial authority.

## Explanatory Statement

This measure would replace the current Cave Junction Charter of 1981 with an updated charter called 2023 Cave Junction Charter. The proposed measure makes amendments to the City Charter. The City Charter defines roles and authority for the governance of the City.

The Common Council, by Resolution 944, established process to create a Charter Review Committee made up of community citizens, council members and city staff. The charter review committee completed an extensive, comprehensive study of the existing charter, noted current procedures, obtained necessary legal terminology recommended by the League of Oregon Cities model charter and produced a draft charter that incorporates council processes, required legal terminology, updated financial aspects and corrected pronoun references to acceptable format.

*(This information furnished by Rebecca Patton, City Recorder.)*

# Measure 17-108 City of Cave Junction - Charter Text

## A CHARTER

TO PROVIDE FOR THE GOVERNMENT OF THE CITY OF CAVE JUNCTION, JOSEPHINE COUNTY, OREGON: AND TO REPEAL ALL CHARTER PROVISIONS OF THE CITY ENACTED PRIOR TO THE TIME THAT THIS CHARTER TAKES EFFECT.

~~BE IT ENACTED BY THE PEOPLE THAT WE, THE VOTERS OF THE CITY OF CAVE JUNCTION, JOSEPHINE COUNTY, OREGON: EXERCISE OUR POWER TO THE FULLEST EXTENT POSSIBLE UNDER THE OREGON CONSTITUTION AND LAWS OF THE STATE AND ENACT THIS HOME RULE CHARTER:~~

### CHAPTER 1 NAMES AND BOUNDARIES

SECTION 1. TITLE OF ENACTMENT. This enactment ~~enactment~~ **Charter** may be referred to as the **2023** Cave Junction Charter. ~~of 1984.~~

SECTION 2. NAME OF CITY. The municipality of Cave Junction, Josephine County, Oregon, shall continue to be a municipal corporation with the name "City of Cave Junction."

SECTION 3. BOUNDARIES. The city shall include all territory encompassed by its boundaries as they now exist or are legally modified. ~~hereafter are modified by voters, by the council, or by any other agency with legal power to modify them.~~ The recorder City shall keep in his office at the city hall at least two copies of this charter, in each of which he shall will maintain as a public record an accurate, up-to-date and current description of the boundaries and an official boundary map. ~~The copies and descriptions shall be available for public inspection at any time during regular office hours of the recorder.~~

### CHAPTER 2 POWERS

SECTION 4. POWERS OF THE CITY. The city ~~shall have~~ has all powers which the Constitution, statutes, and common law of the United States and Oregon ~~and of this state~~ expressly or impliedly grant, or allow municipalities the city, or which can be granted ~~thereunder~~, as fully as though this charter specifically enumerated each of those powers.

SECTION 5. CONSTRUCTION OF CHARTER. ~~In this charter no mention of a particular power shall~~ The charter will be liberally construed so that the city may exercise fully all powers possible under this home rule charter and under the United States and Oregon Law. ~~to be exclusive or to restrict the scope of the powers which the city would have if the particular power were not mentioned.~~ ~~The charter shall be liberally construed to the end that the city may have all powers necessary or convenient for the conduct of its municipal affairs, including all powers that cities may assume pursuant to state laws and to the municipal home rule provisions of the state constitution.~~

### CHAPTER 3 FORM OF GOVERNMENT

SECTION 6. WHERE POWERS VESTED DISTRIBUTION. ~~Except as this charter provided otherwise all powers of the city shall be vested in the council.~~ ~~The Oregon Constitution reserves initiative and referendum powers as to all municipal legislation to city voters.~~ This charter vests all other city powers in the council except as the charter otherwise provides. The council has legislative, administrative, and quasi-judicial authority. The council exercises legislative authority by ordinance, administrative authority by resolution, and quasi-judicial authority by order. The council may not delegate its authority to adopt ordinances.

SECTION 7. COUNCIL. The council shall ~~be composed~~ consist of four ~~councilmen~~ councilors and a mayor elected from the city at large. All references to councilmen in this charter designates both sexes and when the male gender is used, it shall be construed to include both male and female council members.

SECTION 8. COUNCILORSMEN. The term of a councilor in office when this charter is adopted is the term for which the councilor was elected. At each general election after the adoption, two councilors will be elected for four-year terms. The term of office of each councilman elected will be four years, in office when this charter is adopted shall continue until the end of the term for which he was elected. At the first biennial general election after the charter is adopted, two councilmen shall be elected for a term of four years. At the next succeeding biennial election, two councilmen shall be elected for a term of four years. At each subsequent biennial election, two councilmen shall be elected, each for a term of four years.

SECTION 9. MAYOR. The term of the mayor in office when this charter is adopted continues until the beginning of the first odd-numbered year after adoption. At every biennial general election after the adoption, a mayor will be elected for a two-year term. At the first biennial general election after this charter is adopted, and each subsequent biennial general election, a mayor shall be elected for a term of two years. The incumbent mayor shall hold office until his a successor is elected and qualifies.

SECTION 10. OTHER OFFICERS. Additional officers of the city may be a municipal judge, a recorder/administrator, and such other officers as the council deems necessary. Each of these officers shall be appointed by the mayor with the approval of the council and may be removed by a majority vote of the entire council. ~~The council may combine any two or more appointive city offices, and may designate any appointive officer to supervise any other appointive officer except the municipal judge in the exercise of his judicial functions.~~

# Measure 17-108 City of Cave Junction - Charter Text

SECTION 11. SALARIES. The compensation for the services of each city officer and non-union employee, shall be the amount fixed by the council as permitted by law. The Mayor shall negotiate salaries for union members before the renewal of each Union Bargaining Agreement, said agreement to be ratified by the city council.

SECTION 12. QUALIFICATIONS OF OFFICERS. No person shall be eligible to fill an elective office of the city unless at the time of his the election he is they are a qualified voter within the meaning of the state constitution and in compliance with city ordinance criteria for elective office qualifications.

## CHAPTER 4 COUNCIL

SECTION 13. MEETINGS. Council shall hold a regular meeting at least once each month at a time and at a place in the city which it designates, and shall adopt rules for the government of its members and proceedings. The mayor upon his their own motion may, or at the request of three members of the council shall, by giving notice thereof to all members of the council then in the city, call a special meeting of the council for a time not earlier than three nor later than forty-eight hours after the notice is posted.

SECTION 14. QUORUM. A majority of members of the council shall constitute a quorum for its business, but a smaller number may meet and compel the attendance of absent members in a manner provided by ordinance.

SECTION 15. JOURNAL. The council shall cause a journal of its proceedings to be kept. A, a roll call vote upon any question before it shall be taken and a record of the vote entered in the journal.

SECTION 16. PROCEEDINGS TO BE PUBLIC. No action by the council shall have legal effect unless the motion for the action and the vote by which it is disposed of take place at proceedings open to the public.

SECTION 17. MAYOR'S FUNCTIONS AT COUNCIL MEETINGS. The mayor shall be chairman of the council and preside over its deliberations. He shall have a vote on all questions before it. He shall have authority to preserve order, enforce the rules of the council and determine the order of business under the rules of the council.

A. The mayor shall be chair of the council, and presides over and facilitates council meetings. The mayor shall have authority to preserve order, enforce council rules, and determines the order of business under council rules.

B. At the beginning of each calendar year, and at other times as necessary, the mayor shall make reports and recommendations to the council about the needs of the city.

C. The mayor shall appoint all members of boards or commissions, subject to confirmation by the council; and except as provided to the contrary in this charter, appoint and remove other appointive officers and employees; subject to the further requirements that:

1. An appointment made by the mayor to any board or commission does not take effect unless a majority vote of the council approve the appointment or the council fails to act upon the appointment within forty-five (45) calendar days after the appointment is made; and

2. Unless waived by a majority vote of a quorum of the council, a member of any committee, board or commission shall be a resident of the City.

D. Except for the council, city attorney, city auditor, or the judicial activities of the municipal judge, the mayor shall have general supervision and control over appointive city officers and employees.

SECTION 18. PRESIDENT OF THE COUNCIL. At its first ~~meeting after this charter takes effect and thereafter at its first~~ meeting of each odd-numbered year, the council shall elect a president from its membership. In the mayor's absence from a council meeting, the president shall preside over the council meeting it. Whenever the mayor is unable to perform the functions of his their office, the council president shall act as mayor.

SECTION 19. VOTE REQUIRED. Except as this charter otherwise provides, concurrence ~~of a majority of the members of an af-~~ firmative vote of the majority of the entire council shall be necessary to decide any question before the council.

## CHAPTER 5 POWERS AND DUTIES OF OFFICERS

SECTION 20. MAYOR. Except as provided to the contrary in this charter, the mayor is the executive and administrative head of the city government. In exercising this power, the mayor shall:

- A. At the beginning of each calendar year, and may at other times, report to the council the affairs and needs of the city and recommend legislation ~~he~~ they consider necessary and desirable;
- B. Appoint the committees provided by the rules of the council; appoint all members of boards or commissions, subject to confirmation by the council; and except as provided to the contrary in this charter, appoint and remove other appointive officers and employees; subject to the further requirements that:

# Measure 17-108 City of Cave Junction - Charter Text

1. ~~An appointment made by the mayor to any board or commission does not take effect unless a majority vote of the entire council approve the appointment or the council fails to act upon the appointment within thirty (30) calendar days after the appointment is made; and~~
1. An appointment made by the mayor to any board or commission does not take effect unless a majority vote of the council approve the appointment or the council fails to act upon the appointment within forty-five (45) calendar days after the appointment is made; and
2. Unless waived by a majority vote of the entire a quorum of the council, a member of any committee, board or commission shall be a resident of the city.
- C. ~~Have, with the exception of the council, city attorney, city auditor, or over the judicial activities of the municipal judge, general supervision and control over appointive city officers and employees and their work with power to transfer an employee from one department to another, to the end of obtaining the utmost efficiency of each of them. Except for the council, city attorney, city auditor, or the judicial activities of the municipal judge, the mayor shall have general supervision and control over appointive city officers and employees.~~
- D. ~~He~~ They shall have no veto power and shall sign all ordinances passed by the council within three business days after their passage. After the council approves a bond of a city officer or a bond for a license, contract, or proposal the mayor shall endorse the bond.
- E. See that all ordinances are enforced and that the provisions of all franchises, leases, contracts, permits and privileges granted by the city are observed.
- F. Act, or in ~~his~~ their absence the president of the council, in conjunction with the city recorder, shall approve all expenditures under their control for all city departments.
- G. Submit to the budget committee the annual budget estimates and such reports as that body requests;
- H. Supervise the operation of all public utilities owned or operated by the city and have general supervision over all city property.

## SECTION 21. MUNICIPAL JUDGE, MUNICIPAL COURT.

- A. The municipal judge shall be the judicial officer of the city. The council may appoint one or more municipal judges pro tem in the same manner as the municipal judge is appointed.
- B. The municipal judge and municipal judges pro tem shall be ~~members of the Oregon State Bar and be current or former~~ members of the Oregon State Bar, chosen without regard to political considerations and solely with reference to legal and administrative qualifications.
- C. The municipal judges shall hold, at places authorized by the council, a municipal court known as the Municipal Court of the City of Cave Junction. The court shall be open for the transaction of judicial business at times established by the rules and practices of the court.
- D. The municipal judge may exercise original jurisdiction of all crimes, offenses and infractions defined and made punishable by ordinances of the city and may exercise original jurisdiction of actions brought to recover or enforce forfeitures or penalties defined or authorized by ordinances of the city. The municipal judge may issue process for the arrest of any person accused of an offense against the city, commit any such person to jail or admit him or her to bail or order his or her release on recognizance pending trial, issue search warrants, issue subpoenas to compel witnesses to appear and testify in connection with any cause before the court, compel obedience to such subpoenas and other orders of the court, issue any process necessary to carry into effect the judgments and orders of the court, and punish witnesses and others for direct or indirect contempt of court. When not governed by ordinances or this charter, all proceedings in the municipal court shall be governed by the applicable general laws of the state governing justices of the peace and justice courts.
- E. To the extent now or hereafter permitted by state law, the council may by ordinance designate a state court and the judges thereof to perform and exercise all or any part of the municipal court's and municipal judge's powers, functions and jurisdiction. If the designation is complete, the office of the municipal judge is abolished. The council may by ordinance recall any powers, functions and jurisdiction designated and such action shall reestablish the office of municipal judge.

SECTION 22. RECORDER. The recorder shall serve ex-officio as clerk of the council, attend all its meetings unless excused therefrom by the council, keep an accurate record of its proceedings in a ~~book~~ journal provided for that purpose and in conjunction with the mayor or president of the council sign all orders on the treasury. In ~~his~~ their absence from a council meeting, the mayor shall appoint a clerk of the council pro tem who, while acting in that capacity, shall have all the authority and duties of the recorder. The recorder shall be bonded as required by city ordinance.

# Measure 17-108 City of Cave Junction - Charter Text

SECTION 23. APPOINTIVE OFFICERS. Additional officers of the city may be established by ordinance, such as a city administrator, and such other officers as the council deems necessary. Each of these officers shall be appointed by the mayor with the approval of the council and may be removed by a majority vote of the entire council. The council may combine any two or more appointive city offices, and may designate any appointive officer to supervise any other appointive officer except the municipal judge in the exercise of his judicial functions.

## CHAPTER 6 ELECTIONS

~~SECTION 23~~ 24. REGULATIONS OF ELECTIONS. The general laws of the state apply to the conduct of all city elections, recounts of the returns therefrom, and contests thereof, except as this charter provides otherwise and as the council may provide otherwise by ordinance.

~~SECTION 24~~ 25. REGULAR ELECTIONS. Regular city elections shall be held at the same times and places as biennial primary and general state elections. The recorder, pursuant to directions from the council, shall give at least ten days' notice of each regular city election by posting notice thereof at a conspicuous place in the city hall and in public places in each voting precinct of the city, and by publication thereof at least once in a newspaper of general circulation in the city. The notice shall state the officers to be elected, and ballot Title of each measure to be voted upon, and the time and place of election.

~~SECTION 25-~~ 26. SPECIAL ELECTIONS. The council shall prescribe the time, manner and means for holding any special election. The recorder shall give the same notice of each special election as for a regular election.

~~SECTION 26~~ 27. CANVASS OF RETURNS, RESULTS. To all elections held in conjunction with state and county elections, the state laws governing the filing of returns by the county clerk apply. The results of all elections shall be recorded in the journal of the council. The journal shall contain a statement of the total number of votes cast at the election, of the votes cast for each person elected to office, of the office to which he or she has been elected and of each measure enacted or approved. As soon as practical after the canvass is completed, the recorder shall make and sign a certificate of election of each person so elected. A certificate so made and delivered shall be prima facie evidence of the truth of the statements contained in it.

~~SECTION 27~~ 28. TIE VOTES. In the event of a tie vote for candidates for an elective office, the successful candidate shall be determined by a public drawing of lots in a manner prescribed by the council.

~~SECTION 28~~ 29. COMMENCEMENT OF TERMS OF OFFICE, OATH OF OFFICE. The term of office of a person elected at a general election commences the first day of the year immediately following the election. Each elected officer, prior to entering office, shall take an oath or make an affirmation to support the Constitution and laws of the United States and Oregon and to faithfully perform his or her ~~their~~ official duties.

~~SECTION 29~~ 30. NOMINATION FOR ELECTIVE OFFICE. The council shall provide by ordinance the mode for nominating elective officers.

## CHAPTER 7 VACANCIES IN ELECTIVE OFFICE

~~SECTION 30~~ 31. WHAT CREATES A VACANCY. An elective office shall be declared vacant by the city council: upon the incumbent's death, adjudicated incompetence, conviction of a felony or other offense pertaining to his or her ~~their~~ office, unlawful destruction of public records, resignation, recall from office, ceasing to possess the qualifications for the office, failure of the person elected or appointed to said office to qualify ~~therefor~~ within ten days after the time for his or her ~~their~~ term of office is to commence, or the office holder's absence from four consecutive regular meetings of the council without the consent of the council.

~~SECTION 31~~ 32. FILLING VACANCIES.

- A. Except as provided otherwise in this section, a vacancy in an elective office shall be filled by a majority vote of the remaining members of the council. The appointee's term of office begins immediately upon his or her appointment and continues throughout the unexpired term of the predecessor.
- B. If a vacancy occurs 90 days or more prior to a general election at which the office would not otherwise normally have been filled by election, the term of the appointment ends on the first day of January of the year following the election. The remaining two years of the predecessor's term shall be filled by nomination and election.
- C. During the disability of any council member, or during his or her ~~their~~ temporary absence from the city for any cause, the office may be filled pro-tem in the manner provided for permanently filling the vacancies in the office.

## CHAPTER 8 ORDINANCES

~~SECTION 32~~ 33. ENACTING CLAUSE. The enacting clause of an ordinance passed by the council shall be "The City of Cave Junction ordains as follows."

# Measure 17-108 City of Cave Junction - Charter Text

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## SECTION ~~33~~ 34. MODE OF ENACTMENT.

- (1) ~~Except as the second and third paragraphs of this section provide to the contrary; E~~very ordinance of the council shall, before being put upon its final passage, be read fully and distinctly in open council meeting on two different days ~~except as provided in paragraphs two and three below; or~~
- (2) ~~Except as the third paragraph of this section provides to the contrary; A~~n ordinance may be enacted at a single meeting of the council by a ~~majority~~ unanimous vote of the full council, upon being read first in full and then by title ~~except as written in paragraph three below;~~
- (3) Any of the readings may be by title only if no council member present at the meeting requests to have the ordinance read in full or if a copy of the ordinance is provided for each member of the council and three copies are provided for public inspection in the office of the city recorder not later than one week before the first reading of the ordinance. An ordinance enacted after being read by title alone may have no legal effect if it differs substantially from its terms as it was thus filed prior to such reading, unless each section incorporating such a difference is read fully and distinctly in open council meeting as finally amended prior to being approved by the council; or
- (4) Upon the final vote on an ordinance, the ayes and nays of the members shall be taken and entered in the record of the proceedings.
- (5) Upon enactment of an ordinance, the recorder and mayor shall sign it and the recorder shall affix to it the date of its passage.

SECTION ~~34~~ 35. WHEN ORDINANCES TAKE EFFECT. Each ordinance passed by the council shall take effect in 30 days after its passage. When, however, the council deems it expedient, an ordinance may provide a later time when it shall take effect. In the case of emergency, an ordinance may take effect immediately upon unanimous vote ~~of the members of the council present~~ of a quorum of the council. All ordinances, immediately after being passed, shall be posted for 10 days in a conspicuous place in city hall.

## NEW CHAPTER 9

SECTION 36. ADMINISTRATIVE AUTHORITY. Resolutions. The council will normally exercise its administrative authority by approving resolutions. The approving clause for resolutions may state "The City of Cave Junction resolves as follows:".

### SECTION 37. Resolution Approval

- A. Approval of a resolution or any other council administrative decision requires approval by the council at one meeting.
- B. Any substantive amendment to a resolution must be read aloud or made available in writing to the public before the council adopts the resolution at that meeting.
- C. After approval of a resolution or other administrative decision, the vote of each member must be entered into the council minutes.
- D. After approval of a resolution, the Mayor and City Recorder must endorse it with their name, title, and the date of approval.

## NEW CHAPTER 10

SECTION 38. QUASI-JUDICIAL AUTHORITY. Orders. The council will normally exercise its quasi-judicial authority by approving orders. The approving clause for orders may state "The City of Cave Junction orders as follows:".

- A. Order Approval. Approval of an order or any other council quasi-judicial decision requires approval by a majority of a quorum of the council at one meeting.
- B. Any substantive amendment to an order must be read aloud or made available in writing to the public at the meeting before the council adopts the order.
- C. After approval of an order or other council quasi-judicial decision, the vote of each member must be entered in the council minutes.
- D. After approval of an order, the Mayor and City Recorder must endorse it with their name, title and date of approval.
- E. Effective Date of Orders. Orders and other quasi-judicial decisions take effect on the date of approval, or on a later day provided in the order.

# Measure 17-108 City of Cave Junction - Charter Text

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## CHAPTER 9 11 (renumbered)

SECTION ~~35~~ 39. CONDEMNATION. Any necessity of taking property for the city by condemnation shall be determined by the council and declared by a resolution describing the property and stating the use to which it shall be devoted.

SECTION ~~36~~ 40. IMPROVEMENTS. The procedure for making, altering, vacating, or abandoning a public improvement shall be governed by general ordinance or, to the extent not so governed, by the applicable general laws of the state. Action on a proposed public improvement, except a sidewalk or an improvement unanimously declared by the council to be needed at once because of an emergency, shall be suspended for six months upon a remonstrance thereto by the owners of two-thirds of the land to be specifically assessed therefore. In this section "owner" shall mean the record holder of legal title or, where land is being purchased under a land sale contract recorded or verified to the recorder in writing by the record holder of legal title to the land, the purchaser shall be deemed the "owner."

SECTION ~~37~~ 41. SPECIAL ASSESSMENTS. The procedure for levying, and enforcing the payment of special assessments for public improvements or other services to be charged against real property shall be governed by general ordinance.

SECTION ~~38~~ 42. BIDS. A contract in excess of ~~\$500.00~~ \$10,000.00 shall be let to the lowest responsible bidder for the contract in a public meeting and shall be done in accordance with plans and specification approved by council. All bids are to be opened and approved by the council in a public meeting. ~~ORS 279.014~~

SECTION ~~39~~ 43. MISCELLANEOUS PROVISIONS - DEBT LIMIT. Except by consent of the voters, the city's voluntary floating indebtedness shall not exceed ~~\$500.00~~ \$5,000.00. All city officials and employees who create or officially approve any indebtedness in excess of this limitation shall be jointly and severally liable for the excess.

SECTION ~~40~~ 44. EXISTING ORDINANCES CONTINUED. All ordinances of the city consistent with this charter and in force when it takes effect shall remain in effect until amended or repealed.

SECTION ~~41~~ 45. REPEAL OF PREVIOUSLY ENACTED PROVISIONS. All charter provisions of the city enacted prior to the time that this charter takes effect are hereby repealed.

SECTION ~~42~~ 46. SEVERABILITY AND VALIDITY CLAUSE. If any section, sentence, clause or phrase of this charter is for any reason held by a court of competent jurisdiction to be invalid, such decision shall not affect the validity of the remaining portions of this charter. The voters of the City of Cave Junction hereby declare that they would have passed this ~~1981~~ 2023 revision of the Cave Junction Charter, and each section, sentence, clause and phrase thereof, respective of the fact that any one or more sections, sentences, clauses or phrases be declared invalid.

SECTION ~~43~~ 47. TIME OF EFFECT OF CHARTER. This charter shall take effect ~~November 9, 1981~~ January 1, 2023 upon approval of the voters of the City of Cave Junction at the general election held on November 8, 2022.

~~THIS CHARTER APPROVED BY THE PEOPLE OF THE CITY OF CAVE JUNCTION AT THE GENERAL ELECTION HELD ON NOVEMBER 3, 1981.~~



# Measure 17-109

City of Cave Junction

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## Referred to the People by the Cave Junction City Council

# 17-109

**Prohibits psilocybin-related businesses within Cave Junction for two years.**

**QUESTION:** Shall Cave Junction prohibit psilocybin-related businesses in Cave Junction for two years?

**SUMMARY:** State law allows manufacturing, distribution and possession of psilocybin and psilocin. State law provides that a city council may adopt an ordinance to be referred to the voters to prohibit the establishment of any of those registered or licensed activities. Approval of this measure would prohibit the establishment of psilocybin service center operators within the jurisdiction of Cave Junction for a period of two years, beginning January 1, 2023 and sunseting on December 31, 2024.

## Explanatory Statement

Approval of this measure would prohibit the establishment of psilocybin-related businesses with the City of Cave Junction.

A city council may adopt an ordinance prohibiting the establishment of psilocybin related businesses within the city or elect to defer the establishment of psilocybin related businesses within the city limits for a period of two years. The council must refer the ordinance to the voters at a statewide general election. The City of Cave Junction has adopted Ordinance 595 prohibiting the establishment of psilocybin-related service centers within the city and, as a result, has referred this measure to the voters.

If approved, this measure would prohibit psilocybin-related businesses within the city limits of Cave Junction until December 31, 2024.

*(This information furnished by Rebecca Patton, City Recorder.)*

# Measure 17-109 City of Cave Junction - Ordinance Text

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## ORDINANCE 595

### AN ORDINANCE DECLARING A TEMPORARY BAN ON PSILOCYBIN SERVICE CENTERS WITHIN THE CITY OF CAVE JUNCTION'S JURISDICTIONAL BOUNDARIES

**WHEREAS**, in November 2020, Oregon voters approved Ballot Measure 109, known as the Oregon Psilocybin Service Act ( codified at ORS 4 75A), which allows for the delivery and administration of psilocybin at licensed facilities; and

**WHEREAS**, ORS 475A.235 provides that the Oregon Health Authority will regulate the manufacturing, transportation, delivery, sale and purchase of psilocybin products and the provision of psilocybin services in the state; and

**WHEREAS**, the Oregon Health Authority has initiated a rulemaking process to implement the state's psilocybin regulatory program and intends to begin accepting applications for psilocybin related licenses on January 2, 2023; and

**WHEREAS**, as of August 08, 2022, the Oregon Health Authority has not completed the rulemaking process for implementing the state's psilocybin regulatory program, and the City of Cave Junction is uncertain how the manufacture, delivery and administration of psilocybin at licensed psilocybin facilities will operate within the city; and

**WHEREAS**, ORS 475A.718 provides that a city council may adopt an ordinance to be referred to the electors of the city prohibiting the establishment of state licensed psilocybin service centers in the area subject to the jurisdiction of the city; and **WHEREAS**, the City of Cave Junction City Council believes that prohibiting psilocybin service centers within the city's jurisdictional boundaries to enable the adoption of the state's psilocybin licensing and regulatory program and to allow the city to adopt reasonable time, place, and manner regulations on the operation of psilocybin facilities is in the best interest of the health, safety and welfare of the people of {city}; and

**WHEREAS**, the City Council seeks to refer to the voters of Cave Junction the question of whether to establish a two-year temporary ban on state-licensed psilocybin service centers within the city's jurisdictional boundaries.

**Now, therefore, THE CITY OF CAVE JUNCTION ORDAINS AS FOLLOWS:**

#### **Section 1. Prohibition.**

The establishment of psilocybin service centers licensed under ORS 475A.305 is prohibited in the city of Cave Junction.

#### **Section 2. Referral.**

This ordinance is referred to the electors of the city of Cave Junction for approval at the next statewide general election on November 8, 2022.

#### **Section 3. Effective Date.**

This ordinance takes effect and becomes operative 30 days after the day on which it is approved by a majority of voters.

#### **Section 4. Sunset.**

This ordinance is repealed on December 31, 2024.

**PASSED** by a unanimous vote of the Common Council of the City of Cave Junction this 8th day of August 2022.

**SUBMITTED TO AND APPROVED** by the Mayor of the City of Cave Junction this 8th day of August, 2022.

# Measure 17-110 Josephine County

## Referred to the People by the Josephine County Board of Commissioners

# 17-110

**Amends Code: Prohibits Psilocybin Product Manufacturing in Josephine County**

**QUESTION:** Shall the County allow psilocybin product manufacturing in the unincorporated territory of Josephine County and the City of Cave Junction?

**SUMMARY:** A “yes” vote allows the establishment of psilocybin product manufacturers. A “no” vote prohibits the establishment of psilocybin product manufacturers.

Psilocybin is a naturally occurring psychedelic compound derived from certain species of fungi, commonly referred to as “magic mushrooms.” Psilocybin product manufacturing includes the planting, cultivation, growing, harvesting, production, preparation, propagation, compounding, conversion or processing of a psilocybin product. Licensed psilocybin product manufacturers may only provide psilocybin products to licensed psilocybin service centers to be administered to individuals aged 21 years and older. Psilocybin product manufacturing is not currently legal in Josephine County.

Under state law, the Oregon Health Authority (OHA) may begin issuing licenses to psilocybin product manufacturers in Josephine County on January 2, 2023, unless the County voters elect to prohibit psilocybin product manufacturing. OHA is responsible for implementing rules to regulate licensed psilocybin product manufacturers. OHA must finalize these rules by December 31, 2022.

The ordinance would prohibit psilocybin product manufacturing within all the unincorporated territory of Josephine County and within the City of Cave Junction.

or processing of a psilocybin product. Under Oregon law, licensed psilocybin product manufacturers may only provide psilocybin products to licensed psilocybin service centers to be administered to individuals aged 21 years and older.

Under state law, the governing body of a city or county may adopt an ordinance, to be referred to the voters, prohibiting the establishment of psilocybin product manufacturers. OHA would not issue licenses to psilocybin product manufacturers located in cities or counties that have prohibited psilocybin product manufacturing.

This ordinance creates a prohibition on psilocybin product manufacturing within the unincorporated areas of Josephine County and within the incorporated area of the City of Cave Junction, pursuant to the City’s consent to be included in this ordinance. This ordinance would not apply within the incorporated area of the City of Grants Pass. Violation of this ordinance is declared to be a public and private nuisance, punishable as a Class A violation under state law.

A “yes” vote allows the establishment of psilocybin product manufacturers. A “no” vote prohibits the establishment of psilocybin product manufacturers.

*(This information furnished by the Josephine County Board of Commissioners.)*

## Explanatory Statement

Josephine County does not currently allow psilocybin product manufacturing. Under state law, the Oregon Health Authority (OHA) may begin issuing licenses to psilocybin product manufacturers on January 2, 2023, unless the Josephine County voters elect to prohibit psilocybin product manufacturing in the County.

On November 3, 2020, Oregon voters approved Ballot Measure 109, the Psilocybin Program Initiative, which directed OHA to regulate and license psilocybin product manufacturers. The Psilocybin Program Initiative will be administered by Oregon Psilocybin Services, a division of the Oregon Health Authority. Oregon Psilocybin Services is responsible for developing rules to regulate licensed psilocybin product manufacturers in the state. In May 2022, OHA adopted a subset of rules related to psilocybin product manufacturing. The final rules required to implement Measure 109 must be adopted by December 31, 2022. Oregon Psilocybin Services will begin accepting applications for psilocybin product manufacturing licenses on January 2, 2023.

Psilocybin is a naturally occurring psychedelic compound derived from certain species of fungi, commonly referred to as “magic mushrooms.” Psilocybin product manufacturing includes the planting, cultivation, growing, harvesting, production, preparation, propagation, compounding, conversion

# Measure 17-110 Josephine County - Ordinance Text

BEFORE THE BOARD OF COMMISSIONERS FOR JOSEPHINE COUNTY  
STATE OF OREGON

ORDINANCE NO. 2022-002

**AN ORDINANCE AMENDING THE COUNTY CODE (ORDINANCE NO. 2018-004) BY ADDING CHAPTER 5.40; PROHIBITING THE ESTABLISHMENT OF PSILOCYBIN PRODUCT MANUFACTURERS**

WHEREAS, in November 2020, Ballot Measure 109 was passed by the electors of Oregon, thereby creating a program to permit licensed manufacturers to manufacture psilocybin-producing mushroom and fungi products for administration to individuals 21 years of age or older at psilocybin service centers; and

WHEREAS, Ballot Measure 109 has been codified as ORS Chapter 475A; and

WHEREAS, ORS 475A.718 provides that the governing body of a county may adopt an ordinance to be referred to the electors of the county at the next statewide general election to determine whether to prohibit the establishment of Psilocybin Product Manufacturers; and

WHEREAS, the prohibition on Psilocybin Product Manufacturers approved by the electors will apply within the unincorporated County and the City of Cave Junction; and

WHEREAS, to date the Oregon Health Authority has not completed rulemaking necessary to provide regulatory oversight of Psilocybin Product Manufacturers; and

WHEREAS, the Board of County Commissioners has determined that the timing is appropriate to refer this matter to the voters of Josephine County, as authorized by Ballot Measure 109 and ORS 475A.718; now therefore,

The People of Josephine County ordain as follows:

**Section 1.00** Chapter 5.40, Prohibition of Psilocybin Product Manufacturers, is added to read as follows:

**Section 2.00 SECTIONS:**

- 5.40.010 Title**
- 5.40.020 Purpose and Intent**
- 5.40.030 Definitions**
- 5.40.040 Authority**
- 5.40.050 Prohibition**
- 5.40.060 Penalties**
- 5.40.070 Severance**

**5.40.010 Title**

This chapter shall be known as the Prohibition of Psilocybin Product Manufacturers.

**5.40.020 Purpose and Intent**

The purpose of this Ordinance is to prohibit the manufacture of psilocybin products within the unincorporated areas of Josephine County and the City of Cave Junction pursuant to the City's consent under ORS 203.040.

**5.40.030 Definitions**

"City" means the City of Cave Junction.

"County" means Josephine County.

"Manufacture" or "Manufacturing" means the planting, cultivation, growing, harvesting, production, preparation, propagation, compounding, conversion or processing of a psilocybin product, either directly or indirectly by extraction from substances of natural origin, or independently by means of chemical synthesis, or by a combination of extraction and chemical synthesis, and includes any packaging or repackaging of the psilocybin product or labeling or relabeling of its container.

"Measure 109" means the Oregon Psilocybin Services Act, codified in ORS Chapter 475A.

"OHA" means the Oregon Health Authority.

"Psilocybin" means psilocybin or psilocin, the naturally occurring psychedelic compound derived from certain species of fungi, commonly referred to as "magic mushrooms."

"Psilocybin product manufacturer" means a person that manufactures psilocybin products.

**5.40.040 Authority**

The Board of County Commissioners of Josephine County recognizes, declares and establishes the authority to prohibit the manufacture of psilocybin products within its jurisdiction pursuant to ORS 475A.718(1)(a) (Authority of cities and counties to adopt ordinances prohibiting the establishment of psilocybin product manufacturers).

**5.40.050 Prohibition**

- A. In accordance with ORS 475A.718, and subject to the vote of the electors at the November 8, 2022 General Election, the establishment of Psilocybin Product Manufacturers is prohibited in Josephine County.
- B. The text of this Ordinance shall be provided to OHA, and pursuant to this Ordinance, OHA shall not issue licenses to applicants for psilocybin product manufacturing in Josephine County.

# Measure 17-110 Josephine County - Ordinance Text

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## **5.40.060 Penalties**

Violations of the terms or provisions of this ordinance are hereby declared to be public and private nuisances. Each violation of the terms or provisions of this ordinance is punishable as a Class A violation pursuant to ORS 153.018(2)(a).

## **5.40.070 Severance**

Should any section or provision of this ordinance be declared by a court or tribunal of competent jurisdiction to be invalid, that decision shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

## **SECTION 3.00 CODIFICATION**

This ordinance shall be codified in JCC Title 5.00.

## **SECTION 4.00 AFFIRMATION**

Except as specifically amended by the provisions of this ordinance, the Josephine County Code, as previously adopted and amended, is hereby affirmed.

## **SECTION 5.00 EFFECTIVE DATE**

First reading by the Board of County Commissioners this 27 day of July, 2022.

Second reading and adoption by the Board of County Commissioners at least thirteen days after the first reading this 10 day of August, 2022. This Ordinance shall take effect upon approval by the voters of an authorizing measure at the election of November 8, 2022.

# Measure 17-111 Josephine County

## Referred to the People by the Josephine County Board of Commissioners

# 17-111

### Amends Code: Prohibits Psilocybin Service Centers in Josephine County

**QUESTION:** Shall the County allow psilocybin service centers in the unincorporated territory of Josephine County?

**SUMMARY:** A “yes” vote allows the establishment of psilocybin service centers. A “no” vote prohibits the establishment of psilocybin service centers.

Psilocybin is a naturally occurring psychedelic compound derived from certain species of fungi, commonly referred to as “magic mushrooms.” Psilocybin service centers are facilities where individuals 21 years and older may purchase, consume, and experience the effects of a psilocybin product under the supervision of a licensed facilitator during an administration session. Psilocybin service centers are not currently legal in Josephine County.

Under state law, the Oregon Health Authority (OHA) may begin issuing licenses to psilocybin service centers in Josephine County on January 2, 2023, unless the County voters elect to prohibit psilocybin service centers. OHA is responsible for implementing rules to regulate licensed psilocybin service centers. OHA must finalize these rules by December 31, 2022.

The ordinance creates a prohibition on psilocybin service centers within all the unincorporated territory of Josephine County. This ordinance would not apply within the incorporated area of the City of Grants Pass or the City of Cave Junction.

sions and integration sessions, which are meetings between a psilocybin service facilitator and a client that occur prior to and immediately following an administration session.

A licensed psilocybin service center must source its psilocybin products from a licensed psilocybin product manufacturer. Psilocybin products must be consumed on-site at the psilocybin service center. Off-site consumption of psilocybin products is prohibited under Oregon law.

Under state law, the governing body of a city or county may adopt an ordinance, to be referred to the voters, prohibiting the establishment of psilocybin service centers. OHA would not issue licenses to psilocybin service centers located in cities or counties that have prohibited psilocybin service centers.

This ordinance creates a prohibition on psilocybin service centers within the unincorporated areas of Josephine County. This ordinance would not apply within the incorporated area of the City of Grants Pass or the City of Cave Junction. Violation of this ordinance is declared to be a public and private nuisance, punishable as a Class A violation under state law.

A “yes” vote allows the establishment of psilocybin service centers. A “no” vote prohibits the establishment of psilocybin service centers.

*(This information furnished by the Josephine County Board of Commissioners.)*

## Explanatory Statement

Josephine County does not currently allow psilocybin service centers. Under state law, the Oregon Health Authority (OHA) may begin issuing licenses to psilocybin service centers on January 2, 2023, unless the Josephine County voters elect to prohibit psilocybin service centers in the County.

On November 3, 2020, Oregon voters approved Ballot Measure 109, the Psilocybin Program Initiative, which directed OHA to regulate and license psilocybin service centers. The Psilocybin Program Initiative will be administered by Oregon Psilocybin Services, a division of the Oregon Health Authority. Oregon Psilocybin Services is developing rules to regulate licensed psilocybin service centers in the state. These rules must be finalized and adopted by December 31, 2022. Oregon Psilocybin Services will begin accepting applications for psilocybin service center licenses on January 2, 2023.

Psilocybin is a naturally occurring psychedelic compound derived from certain species of fungi, commonly referred to as “magic mushrooms.” Psilocybin service centers are facilities licensed by OHA at which a client, aged 21 years or older, purchases, consumes, and experiences the effects of a psilocybin product under the supervision of an OHA-licensed psilocybin service facilitator during an administration session. Psilocybin service centers may also provide preparation ses-

# Measure 17-111 Josephine County - Ordinance Text

BEFORE THE BOARD OF COMMISSIONERS FOR JOSEPHINE COUNTY  
STATE OF OREGON

ORDINANCE NO. 2022-00003

**AN ORDINANCE AMENDING THE COUNTY CODE (ORDINANCE NO. 2018-004) BY ADDING CHAPTER 5.45; PROHIBITING THE ESTABLISHMENT OF PSILOCYBIN SERVICE CENTERS**

WHEREAS, in November 2020, Ballot Measure 109 was passed by the electors of Oregon, thereby creating a program to permit licensed service providers to administer psilocybin-producing mushroom and fungi products to individuals 21 years of age or older; and

WHEREAS, Ballot Measure 109 has been codified as ORS Chapter 475A; and

WHEREAS, ORS 475A.718 provides that the governing body of a county may adopt an ordinance to be referred to the electors of the county at the next statewide general election to determine whether to prohibit the establishment of Psilocybin Service Centers; and

WHEREAS, the prohibition on Psilocybin Service Centers approved by the electors will apply within the unincorporated County; and

WHEREAS, to date the Oregon Health Authority has not completed rulemaking necessary to provide regulatory oversight of Psilocybin Service Centers; and

WHEREAS, the Board of County Commissioners has determined that the timing is appropriate to refer this matter to the voters of Josephine County, as authorized by Ballot Measure 109 and ORS 475A.718; now therefore,

The People of Josephine County ordain as follows:

**Section 1.00** Chapter 5.45, Prohibition of Psilocybin Service Centers, is added to read as follows:

**Section 2.00 SECTIONS:**

<b>5.45.010</b>	<b>Title</b>
<b>5.45.020</b>	<b>Purpose and Intent</b>
<b>5.45.030</b>	<b>Definitions</b>
<b>5.45.040</b>	<b>Authority</b>
<b>5.45.050</b>	<b>Prohibition</b>
<b>5.45.060</b>	<b>Penalties</b>
<b>5.45.070</b>	<b>Severance</b>

**5.45.010 Title**

This chapter shall be known as the Prohibition of Psilocybin Service Centers.

**5.45.020 Purpose and Intent**

The purpose of this Ordinance is to prohibit the establishment of Psilocybin Service Centers within the unincorporated areas of Josephine County.

**5.45.030 Definitions**

“Administration Session” means a session held at a psilocybin service center at which a client purchases, consumes, and experiences the effects of a psilocybin product under the supervision of a psilocybin service facilitator.

“County” means Josephine County.

“Integration Session” means a meeting between a client and a psilocybin service facilitator that may occur after the client completes an administration session.

“Measure 109” means the Oregon Psilocybin Services Act, codified in ORS Chapter 475A.

“OHA” means the Oregon Health Authority.

“Preparation Session” means a meeting between a client and a psilocybin service facilitator that must occur before the client participates in an administration session.

“Psilocybin” means psilocybin or psilocin, the naturally occurring psychedelic compound derived from certain species of fungi, commonly referred to as “magic mushrooms.”

“Psilocybin Service Centers” means an establishment licensed by OHA at which (a) a client purchases, consumes, and experiences the effects of a psilocybin product under the supervision of an OHA-licensed psilocybin service facilitator; and (b) other psilocybin services may be provided including preparation sessions, administration sessions, and integration sessions.

“Psilocybin Service Facilitator” means an individual that facilitates the provision of psilocybin services.

**5.45.040 Authority**

The Board of County Commissioners of Josephine County recognizes, declares and establishes the authority to prohibit the operation of Psilocybin Service Centers within its jurisdiction pursuant to ORS 475A.718(1)(b) (Authority of cities and counties to adopt ordinances prohibiting the establishment of psilocybin service centers).

**5.45.050 Prohibition**

# Measure 17-111 Josephine County - Ordinance Text

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- A. In accordance with ORS 475A.718, and subject to the vote of the electors at the November 8, 2022 General Election, the establishment of Psilocybin Service Centers is prohibited in Josephine County.
- B. The text of this Ordinance shall be provided to OHA, and pursuant to this Ordinance, OHA shall not issue licenses to applicants for the operation of Psilocybin Service Centers in Josephine County.

## **5.45.060 Penalties**

Violations of the terms or provisions of this ordinance are hereby declared to be public and private nuisances. Each violation of the terms or provisions of this ordinance is punishable as a Class A violation pursuant to ORS 153.018(2)(a).

## **5.45.070 Severance**

Should any section or provision of this ordinance be declared by a court or tribunal of competent jurisdiction to be invalid, that decision shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

## **SECTION 3.00 CODIFICATION**

This ordinance shall be codified in JCC Title 5.00.

## **SECTION 4.00 AFFIRMATION**

Except as specifically amended by the provisions of this ordinance, the Josephine County Code, as previously adopted and amended, is hereby affirmed.

## **SECTION 5.00 EFFECTIVE DATE**

First reading by the Board of County Commissioners this 27 day of July, 2022.

Second reading and adoption by the Board of County Commissioners at least thirteen days after the first reading this 10 day of August, 2022. This Ordinance shall take effect upon approval by the voters of an authorizing measure at the election of November 8, 2022.



# Measure 17-112 Josephine County

## Referred to the People by the Josephine County Board of Commissioners

# 17-112

### Creates a seasonal Retail Activities Tax in Josephine County

**QUESTION:** Shall Josephine County tax most retail activity at a rate of three percent (3%) between April 15 and October 15?

**SUMMARY:** A “yes” vote establishes a seasonal tax of three percent (3%) on most retail activities that occur between April 15 and October 15 of every year. This measure does not create an ad valorem tax on real or personal property. The rate for the City of Grants Pass’s public safety levy would decrease.

Oregon law allows local governments to tax most retail activity. This ordinance and tax would apply to most retail activity that occurs within all the incorporated and unincorporated territory of Josephine County. Vendors would collect the tax from Consumers during retail transactions.

The revenue from this tax would be used only for law enforcement purposes, including related administrative expenses, located in Josephine County, including the Sheriff’s Office, the Juvenile Department, the District Attorney’s Office, the City of Grants Pass Police Department, and by the City of Cave Junction for law enforcement purposes. Distributions to cities would be based on population. The funds raised by this tax would be subject to annual, independent audits to ensure compliance with the requirements of this ordinance.

the Tax Collector, could lead to a finding of Non-compliance, a civil lawsuit and monetary penalties. Participants could appeal a finding of Non-compliance to the Circuit Court.

The Board of Josephine County Commissioners would not make decisions regarding compliance with this ordinance. This ordinance creates a Retail Activities Tax Board, which would oversee compliance with the requirements of this ordinance. This ordinance would not require an additional tax return. Instead, the Retail Activities Tax Board would be able to request tax filings from the Oregon Department of Revenue if and when necessary to enforce compliance with this ordinance.

Upon approval by a majority of voters in this election, this ordinance would go into effect on March 15, 2023. The ordinance would not apply to transactions that happened before its effective date.

*(This information furnished by the Josephine County Board of Commissioners.)*

## Explanatory Statement

Josephine County does not currently tax retail activities. A “yes” vote would create a three percent (3%) tax on most retail activities that occur between April 15 and October 15 of each year. Retail activities would include most transfers of products or services to consumers. Such transfers would include deliveries to consumers at an address in Josephine County, such as orders filled by online merchants. Retail activities would not include items that are exempted by state law and this ordinance, such as groceries, rental payments, investments and prescription medicine.

The revenue from this tax would be used exclusively for law enforcement purposes, including related administrative expenses. Distributions to incorporated cities would be based on population. The Grants Pass City Council has declared that it would use the revenue from this tax to fund the Grants Pass Police Department. This measure would direct the Grants Pass City Council to reduce its existing public safety levy from \$1.79 to \$0.79 per \$1000.00 of assessed value for taxes beginning on July 1, 2023, or at any other time to be determined by the City Council. The City Council shall retain the discretion to make any necessary budgetary adjustments to ensure appropriate City law enforcement funding.

Participants in retail activities would collect the tax as part of the consumer’s payment. After retaining a portion of the funds to cover administrative costs, the retail participant would transfer the tax to the Josephine County Tax Collector. Failure to collect the tax from consumers, or to transfer the tax receipts to

# Measure 17-112 Josephine County - Ordinance Text

## BEFORE THE BOARD OF COUNTY COMMISSIONERS FOR JOSEPHINE COUNTY

### ORDINANCE NO. 2022-005

#### AN ORDINANCE AMENDING THE COUNTY CODE (ORDINANCE NO. 2018-004) BY ADDING CHAPTER 5.50; IMPOSING A SEASONAL TAX ON RETAIL ACTIVITIES

WHEREAS, the Josephine County Charter provides that the County has all powers necessary for the conduct of its affairs, consistent with the Constitutions and laws of the United States and the State of Oregon; and

WHEREAS, Oregon allows local governments to tax most retail activities; and

WHEREAS, a seasonal tax on most retail activities shall go into effect only upon approval by the majority of the county's electors at a regularly scheduled general election; now, therefore,

The People of Josephine County ordain as follows:

**Section 1.00** Chapter 5.50, Law Enforcement Retail Activities Tax, is added to read as follows:

**Section 2.00 SECTIONS:**

<b>5.50.010</b>	<b>Title</b>
<b>5.50.020</b>	<b>Purpose and Intent</b>
<b>5.50.030</b>	<b>Definitions</b>
<b>5.50.040</b>	<b>Authority</b>
<b>5.50.050</b>	<b>Taxation</b>
<b>5.50.060</b>	<b>Enforcement</b>
<b>5.50.070</b>	<b>Penalties</b>
<b>5.50.080</b>	<b>Effect of Adoption</b>
<b>5.50.090</b>	<b>Severance</b>
<b>5.50.010</b>	<b>Title</b>

This chapter shall be known as the Law Enforcement Retail Activities Tax (LERAT).

**5.50.020 Purpose and Intent**

- A. The purpose of this Ordinance is to impose a tax on retail activities that occur within Josephine County between April 15 and October 15 of every year.
- B. The revenue from this tax shall be used exclusively for the provision of law enforcement services, including related administrative expenses, in Josephine County, including the Sheriff's Office, the Juvenile Department, the District Attorney's Office, the City of Grants Pass Police Department, and by the City of Cave Junction for law enforcement purposes. Distributions to incorporated cities will be based on population.
- C. Expenditures of funds raised by this tax shall be subject to annual, independent audits to ensure compliance with the requirements of this ordinance.
- D. At least seven percent of the revenue gleaned from this tax shall be deposited annually into a contingency fund which may be accessed to cover law enforcement expenses when revenue projections, as calculated by Retail Activities Tax Board, have exceeded revenue received.
- E. Upon passage of the LERAT, the Grants Pass City Council shall reduce the property tax levy for law enforcement for all city citizens subject to the levy from \$1.79 to \$0.79 per \$1000.00 of assessed value. Such levy reduction shall take effect in the following budget cycle, or at any other time to be determined by the City Council. The City Council shall retain the discretion to make any necessary budgetary adjustments to ensure appropriate City law enforcement funding.

**5.50.030 Definitions**

The following are definitions for the purpose of this ordinance and for the purpose of any agreement entered into pursuant hereto, and for any actions taken as authorized pursuant to this ordinance and otherwise:

- A. "Activity" means the conversion of products or services from a Participant to a Consumer.
- B. "Consumer" means a Participant who purchases, acquires, owns, holds or uses products or services other than for the purpose of resale to another Participant.
- C. "Conversion" means the transfer of property or the provision of services in exchange for payment. A conversion is complete when the Participant becomes due any type of payment as described herein, whether directly or indirectly.
- D. "Gross taxable payment" means the total amount of payment received as part of a single conversion. The maximum taxable amount of payment attributable to any single conversion is Two Thousand Dollars (\$2,000.00), subject to annual adjustment according to the Consumer Price Index.
- E. "Payment" means the performance of an obligation by the delivery of money or some other valuable thing accepted in partial or full discharge of the obligation.
- F. "Participant" includes any natural person, any corporation, professional corporation, nonprofit corporation, cooperative corporation, any for-profit or nonprofit unincorporated association, business trust, limited liability company, general or limited partnership, joint venture, any legal entity, and any unincorporated group acting in common.

# Measure 17-112 Josephine County - Ordinance Text

G. "Retail activity" includes every conversion involving a Participant and a Consumer, but does not include transactions that are exempted by this ordinance. Retail activity includes conversions that are delivered to a Consumer or a location in Josephine County, regardless of the shipping source. Retail activity does not include the provision or transfer of:

1. Groceries;
2. Prescription medicine;
3. Any interest in real property including a fee estate, a rental or leasehold interest, and appreciation of value;
4. Internet access;
5. Telephone exchange access or other telephone services;
6. Motor vehicle fuel;
7. Transient lodging;
8. New light-duty motor vehicles;
9. Cigarettes and tobacco products other than cigarettes;
10. Lottery tickets or shares of the Oregon State Lottery;
11. Alcoholic liquor;
12. Psilocybin products or services;
13. Marijuana items addressed by Josephine County Code Chapter 3.25;
14. Investment holdings which include, but are not limited to, precious metals, stocks, commodities, and annuities, whether new or existing;
15. Outright gifts, meaning the voluntary transfer of products or provision of services to another Participant without compensation.
16. Public Utilities as defined by ORS 757.005 and any expense included on a utility bill issued by a municipality;
17. Conversions that are excluded from taxation by state or federal law.

#### **5.50.040 Authority**

- A. The Board of County Commissioners of Josephine County recognizes, declares and establishes the authority of the Board of Commissioners to tax retail activity within Josephine County and to assess, calculate, collect and enforce a tax on all such activities.
- B. This ordinance will apply to all retail activities that occur in Josephine County, including those that occur within the limits of incorporated cities.

#### **5.50.050 Taxation**

- A. There is hereby levied and shall be paid by every Participant a tax on retail activity as defined by this ordinance.
- B. The retail activity tax shall be in the amount of three percent (3%) of the total amount of gross taxable payments that occur between April 15 and October 15 of every year. Every Participant shall be responsible for the collection of the tax from the Consumer at the time of the payment, and shall be responsible for remitting the tax to the Josephine County Tax Collector. Any tax owing to the Retail Activities Tax Board shall be a debt owed to Josephine County by the Participant. The Retail Activities Tax Board may, on behalf of Josephine County, undertake any action permitted by law to collect the debt.
- C. Every Participant, except Consumers, shall be entitled to retain a five percent (5%) deduction against the retail activities tax for the purpose of administering the tax collection.
- D. Every Participant, except Consumers, shall file a Notice of Operation with the Josephine County Retail Activities Tax Board within thirty (30) days of the effective date of this ordinance, or upon establishment of the business, whichever is sooner.
- E. Every Participant, except Consumers, engaged in retail activity shall annually file Oregon tax returns. Pursuant to ORS 314.840(2)(d)(B), Josephine County and the Josephine County Tax Collector, following authorization from the Josephine County Retail Activities Tax Board, is authorized to obtain from the Oregon Department of Revenue any Participant's tax return, and any documents that are connected with that Participant's tax return, for the purpose of administration, compliance and enforcement of this Ordinance. The Josephine County Retail Activities Tax Board, on behalf of Josephine County, is also authorized to apply for, obtain and enforce court orders requiring the state or any Participant to provide information and documents relevant to the enforcement of this ordinance. The Retail Activities Tax Board and County personnel shall follow all laws regarding the confidentiality of tax information and documents.
- F. Each calendar year, every Participant, except Consumers, that has engaged in retail activity during the prior calendar year shall make payment in full to the Josephine County Tax Collector on or before the first day of March.
- G. A Participant aggrieved by any action or decision of the Retail Activities Tax Board may appeal the decision by filing a writ for judicial review with the Circuit Court of the State of Oregon for Josephine County.
- H. The Board of County Commissioners is authorized to pass ordinances and create rules for the purpose of clarifying and enforcing this tax. Through a Board Order, the Board of County Commissioners may reduce the rate of the tax to below three percent (3%) for periods of up to three hundred sixty five (365) days, but the Board of County Commissioners may not increase the tax rate without voter approval.

# Measure 17-112 Josephine County - Ordinance Text

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- I. The Josephine County Tax Collector shall assist the Retail Activities Tax Board by collecting and processing tax payments, and by providing routine public reports.
- J. The Retail Activities Tax Board shall reimburse governmental entities for the amount of any Retail Activity Tax paid by the governmental entity to Participants.

## **5.50.060 Enforcement**

- A. Violation of this ordinance is declared to be a private and public nuisance, and is prosecutable as such.
- B. There is hereby created a Retail Activities Tax Board consisting of three members, the term of office for each member being four years with no more than two terms served consecutively. The Board of Josephine County Commissioners shall appoint one (1) member, the City of Grants Pass shall appoint one (1) member, and the City of Cave Junction shall appoint one (1) member. The qualifications for serving as a member are to have attained the age of eighteen (18) years and to be a resident of Josephine County at the time of the appointment. The compensation for each member shall be two hundred (\$200.00) dollars per month, subject to annual adjustment according to the Consumer Price Index. By April 15 of each year, members must provide an accurate Statement of Economic Interest on a form provided by the Oregon Government Ethics Commission to the Board of Josephine County Commissioners. The Board of County Commissioners is authorized to remove any member of the Retail Activities Tax Board if it finds the member has failed to disclose a conflict of interest.
- C. Enforcement of the provisions of this ordinance, including the annual audit, is the responsibility of the Retail Activities Tax Board. The Retail Activities Tax Board is authorized by the adoption of this ordinance to take any and all actions necessary to enforce the provisions of this ordinance, consistent with the provisions of the Constitutions, statutes, and rules of the State of Oregon and the United States. The Retail Activities Tax Board may apply on behalf of Josephine County to the Circuit Court for Writs of Assistance and for other measures that the Retail Activities Tax Board deems necessary for the enforcement of this Ordinance.
- D. Notice of Noncompliance with this ordinance shall be by written notice, delivered to the occupant or Participant in charge of the premises where the violation occurred, by Certified and First Class mail to the Participant if practicable, and by posting the written notice in a prominent place at or on the entrance to the premises where the violation occurred.
- E. After the Retail Activities Tax Board notifies noncompliant participants pursuant to the process set forth in this ordinance, the Retail Activities Tax Board may impose penalties through a written Order consistent with Section 5.50.070 of this ordinance. Such an order may be approved no fewer than twenty-one (21) calendar days after the Retail Activities Tax Board provides a Notice of Noncompliance to all Participants that the Retail Activities Tax Board finds to be in violation, or after a public hearing to contest the Notice of Noncompliance, whichever is later.
- F. The Participant may contest the Notice of Noncompliance by delivering a written statement to the Retail Activities Tax Board no more than twenty-one (21) calendar days after the date of the Notice of Noncompliance. The Retail Activities Tax Board shall then conduct a public hearing regarding the violation as soon as practicable, and shall provide the Participant with an opportunity to be heard and to present relevant evidence.
- G. An aggrieved Participant may appeal the imposition of any penalty imposed under this ordinance by filing a writ for judicial review with the Circuit Court of the State of Oregon for Josephine County. The Retail Activities Tax Board is authorized to represent Josephine County in said proceeding.
- H. Any information that is obtained for the purpose of enforcing this ordinance shall remain subject to all applicable confidentiality protections provided by law, and is presumptively exempt from public records disclosure.

## **5.50.070 Penalties**

- A. Failure to pay the tax in the full amount at the time it is due is a violation of the provisions of this ordinance. Any Participant who fails to pay the total amount of the tax at the time it is due shall pay a penalty of ten percent (10%) of the unpaid portion of the tax. If the balance due is not paid within thirty (30) days of the due date, the Participant shall pay an additional penalty of thirty percent (30%) of the unpaid portion of the tax. The Retail Activities Tax Board is authorized to waive said penalties upon finding good cause.
- B. All fines, penalties and unpaid taxes imposed or assessed under the provisions of this ordinance shall become liens against the real and personal property of the Participant. Josephine County may use any legal means to facilitate the collection of all such fines and penalties, as well as the taxes imposed by this ordinance.

## **5.50.080 Effect of Adoption**

- A. Upon its effective date, this ordinance imposes a tax upon retail activity throughout all parts of Josephine County, and imposes restrictions and regulations upon Participants engaging in such activities.
- B. This ordinance is not retroactive. Transactions conducted prior to the effective date of the ordinance are not affected and are not subject to this tax. All transactions conducted on or after the effective date of this ordinance are subject to this tax.

# Measure 17-112 Josephine County - Ordinance Text

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## **5.50.090 Severance**

Should any section or provision of this ordinance be declared by a court or tribunal of competent jurisdiction to be invalid, that decision shall not affect the validity of the ordinance as a whole or any part thereof, other than the part so declared to be invalid.

## **SECTION 3.00 CODIFICATION**

This ordinance shall be codified in JCC Title 5.00.

## **SECTION 4.00 AFFIRMATION**

Except as specifically amended by the provisions of this ordinance, the Josephine County Code, as previously adopted and amended, is hereby affirmed.

## **SECTION 5.00 EFFECTIVE DATE**

First reading by the Board of County Commissioners this 27th day of July, 2022.

Second reading and adoption by the Board of County Commissioners at least thirteen days after the first reading this 10th day of August 2022. This Ordinance shall take effect on March 15, 2023, if an authorizing measure is approved by the voters at the election of November 8, 2022.

# Measure 17-112 Arguments

## Argument in Favor

As City Councilors our number one GOAL is to Enhance Community Safety.

Our 2022/23 top objective: Maintain necessary criminal justice infrastructure by STABILIZING Public Safety funding.

- Grants Pass' permanent property rate of \$4.1335 and local option levy of \$1.79 bring in \$20.81 million. This DOES NOT cover the cost of our Public Safety services.

Relying on property tax in Josephine County for essential services DOES NOT WORK.

- Only 8.7% of the in land in Josephine County is privately owned and paying the full tax rate.
- 18% of the taxable land is Specially Assessed at a lower rate (farm and agricultural) or is non-profit and thus tax-exempt.
- 73% of the land is owned by tax-exempt Federal, State, County, or City agencies.
- Josephine County ranks 7th in the state for publicly owned, tax-exempt land.
- An unfair burden is placed on too few persons paying full property tax rates.
- Three-to-five-year levies do not provide enough stability for our most essential services. Less stability means that recruitment and retention of police and firefighters for the City is difficult.

### Local Solution: 3% Seasonal Law Enforcement Tax

- 24-hour police protection in the County/Cave Junction, not just City
- Reduction in City's Property tax levy by \$1 per thousand
- Non-residents pay for services they receive
- Taxes collected in the County stay in the County to be used for law enforcement purposes
- \$2000 cap on taxable items. Max tax \$60
- Can only be changed with voter approval
- Online purchases taxed as well
- Essentials such as rent, medicine, unprocessed groceries, SNAP benefits exempt
- If 48 out of 50 states have figured out how to administer it, we can as well!
- A more diversified, thus stable funding source for our community's safety
- Annual audit required, non-partisan Tax Board established to administer

### Enhancing Community Safety involves our entire County!

Endorsed by City Councilors; Lovelace, Riker, Faszler, King, Collins

*(This information furnished by Valerie Lovelace, Grants Pass City Council.)*

## Argument in Favor

The best tax is one that you do not have to pay. Taxation is the only means by which we as a community can collect the funds to do collective things like providing for county wide law enforcement. We have to pay for these services somehow, the proposed seasonal sales tax is the least worst way to collect those funds.

Benefits:

Funds collected can only be used for law enforcement and can only be increased by public vote.

All funds collected in Josephine County stay in and are used in Josephine County for law enforcement only.

Funds are collected from seasonal tourists and seasonal drug growing operations, helping residents pay for law enforcement.

Basic consumer goods (food, medicine, fuel, etc.) are excluded. This means that those least able to pay (low- or fixed-income residents) are least likely to be affected.

Funds are collected seasonally which means local residents can plan larger purchases for the when the collection of funds is not in effect.

Funds collected are capped at \$60 per transaction for any purchase of \$2000 or more.

Funds collected are distributed based on percentage of population. Josephine County is not the only recipient. City of Grants Pass and the City of Cave Junction will receive funds.

City of Grants Pass has authorized a \$1 per thousand decrease in property tax when passed.

Funds collected allow for stable funding and staff retention for county wide law enforcement.

This form of collecting funds for law enforcement is least harmful on those who have purchased property they now own but are living on retirement funds, for it does not charge them based on what they own but on what they spend, and then only on spending for consumer items not for necessities.

This form of collecting funds for law enforcement is least harmful to those living in low-cost rental housing for there is no property tax to be passed on from the landlord to the tenant.

*(This information furnished by Tyler Flaming & Dennis Webber.)*

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# Measure 17-112 Arguments

## Argument in Favor

47 states pay sales tax. If you buy fuel, you're already paying sales tax. Ask anyone where the money goes or what it is used for and most won't know. This proposed ordinance is easy .... all the revenue stays in Josephine County to support law enforcement in the City of Grants Pass, City of Cave Junction, and rural Jo Co PLUS the District Attorney and Juvenile Dept; \$.95 of every dollar \$.05 going to merchants to offset the cost of collection/bookkeeping. And for 6 months of the year, there is no sales tax. Read the ordinance, see the benefits versus the cost. WHAT'S RAISED HERE, STAYS HERE. It's time to get on the solution side of funding law enforcement in our county and send a clear message to the criminal element. By the way, the terms of this ordinance are not changeable in the future without a vote of the citizens.

*(This information furnished by Kurt Heater.)*

## Argument in Favor

Join me Voting YES to Measure 17-112, it is time to change how Josephine County funds our Law Enforcement, say YES to long-term careers for Deputies, GPPD Officers, the District Attorney's Office and other Law Enforcement services. I am encouraged the County Commissioners, Grants Pass City Councilors, Sheriff Daniel and Chief Hensman worked together and support this Measure.

Josephine County lost Federal Funding due to timber sales, and with Measure 110 the Sheriff Department lost 76% of its income from Salem. The current Levy System is uncertain, and gives the burden to property owners, challenging the Sheriff and Chief with recruitment and retention every Levy cycle. With Measure 17-112 everybody pays including the cash society, tourists, home-owners, and renters. There is also potential for rent reductions as property taxes are lower, landlords can choose to do the right thing and collect lower rents; both residential and commercial, myself included.

Having been a retailer, I know change is hard, although I know how easy POS systems make it to collect a sales tax. The Commissioners allowing the retailers to retain 5% of the tax collected to pay for the administration is helpful and generous. I have operated a short-term rental and paid the transient tax on Maui; I know how easy it is as a vendor to pay these taxes. This tax is not the first sales tax in Oregon, there are transient taxes, food taxes at restaurants in Ashland, state automobile tax, cannabis tax, tobacco tax, alcohol tax; this will be the first tax for Josephine County to be collected and stay 100% in the county. It cannot be changed unless the citizens vote to change it. I have never heard someone say they are dining elsewhere before attending a show in Ashland because they don't want to pay for tax on their meal, surely citizens will not give it a second thought with time.

*(This information furnished by Ginny Stegemiller.)*

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# Measure 17-112 Arguments

## Argument in Opposition

Josephine County voters are being asked to pass a new 3% tax on retail activities across the county. We couldn't disagree more with the timing of this vote as small businesses struggle to get back on track after Covid.

The last thing our County should be doing is approving new taxes on retail businesses who were among the hardest hit during the pandemic. We need incentives to bring our customers back, not barriers.

We agree with county leadership on the importance of funding public safety services and hope other options available could be considered in support of the Sheriff's Office. Ideas including a franchise fee charged to utilities, using state lottery fees, and charging jail inmates for the costs of their incarceration are worth exploring before small businesses are targeted.

Also, counties like Josephine should ask state officials for their fair share of the Commercial Activities Tax paid right now by Josephine County small businesses. We already have a hidden sales tax because the Legislature passed this right before Covid started. Right now the state is keeping all the money when their city and county partners desperately need more financial support. If this passes, the county is adding a sales tax on top of a sales tax already paid by small businesses on their gross revenue.

The reality is our government has the money needed to provide public safety services right now because of the taxes we all pay. The problem is who is holding the bag of tax money and the lack of financial coordination between the state with their city and county partners. It's not our job to bail them out. Vote no on this new sales tax and send a message as a taxpayer that you expect the governments you fund to work together.

*(This information furnished by Terry Hopkins, Oregon Restaurant & Lodging Association.)*

## Argument in Opposition

**Josephine County residents should vote "no" on this complex, harmful and regressive sales tax.**

Oregon Business and Industry opposes the Josephine County Law Enforcement Retail Activities Tax, which **will create significant compliance and competitive burdens for local businesses and raise costs for residents, exacerbating the effects of soaring inflation.**

OBI represents more than 1,600 employers in Oregon, including dozens in Josephine County. More than 80% of these members are small businesses of the type that will be harmed disproportionately by this sales tax.

**This tax is complex and will create significant compliance burdens for local businesses, particularly small businesses.** The ordinance requires businesses to file a notice of operation with the county, collect the tax, and send the revenue to the county tax collector. While calculating and collecting sales taxes is easier for large businesses that use point-of-sale software, many small businesses do not have such software. Complying with the tax will take time and money that small businesses don't have.

Additionally, starting and stopping collections in the middle of the month (April 15 and October 15) will make compliance even more difficult, particularly for the smallest businesses. This compliance burden would **further harm businesses affected by high inflation, workforce shortages and the lingering effects of the COVID pandemic.**

**Further, this tax also would place Josephine County businesses at a competitive disadvantage,** as retail customers can easily avoid it by shopping in neighboring counties. The incentive to do business elsewhere will be especially powerful for people seeking expensive items. **Oregon does not need a patchwork of local sales taxes, and consumers can't afford one.**

**Finally, the sales tax will increase costs for all county residents, who are suffering already from extreme inflation. And because sales taxes are regressive, this tax will harm residents who are least able to absorb another cost increase.**

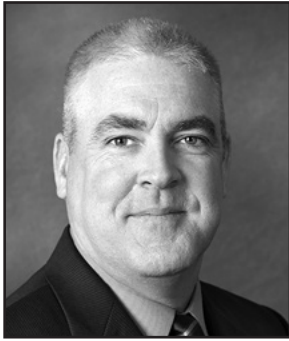
*(This information furnished by Erik Lukens, Oregon Business & Industry PAC.)*

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## Josephine County Sheriff



**Dave Daniel**

**Occupation:** Josephine County Sheriff

**Occupational Background:** Police Officer/Detective, Grants Pass Police Department, Grants Pass, OR; Resident State Trooper, Oregon State Police,

Wheeler and Gilliam Counties, OR; Reserve Deputy Sheriff, Benton County Sheriff's Office, Benton County, OR

**Educational Background:** Southern Oregon University, Masters in Management, 2010; Oregon State University, Bachelors of Science in Speech Communication, 1994; Central Catholic High School, Diploma, 1988

**Prior Governmental Experience:** Local Public Safety Coordinating Counsel, Chair/Board Member, current; Cannabis Advisory Panel Member, 2020 to current

We have seen positive change to law enforcement in Josephine County. My name is Dave Daniel and I bring with me the continued demand for professional public safety services to all of Josephine County. I have nearly 28 years in law enforcement working for city, county and state agencies. During that time I have attained numerous certifications, recognitions and awards including the Law Enforcement Medal of Honor in 2013.

As promised, in 7 years I have placed more Deputies in the field and in our schools. Resident Deputies can now focus on crime and livability issues. I have not lost any claims or lawsuits against Josephine County. I have built positive partnerships in the fields of mental health, education, law enforcement, women's crisis support and with our many religious communities. We now have more neighborhood and community watch groups than ever. I have reopened a Detectives Division and K-9 Division. My goal is to attain permanent funding not solely from property taxes and to reestablish 24/7 patrols.

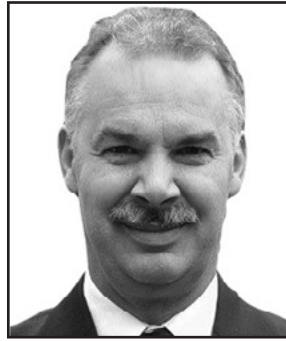
I have kept every promise made when running 7 and 4 years ago and have shown to be a "Can Do Sheriff". My mission remains the same to ensure the Life, Liberty, Property and Safety of every Man, Woman and Child within Josephine County. Working together, we are and will continue to take Josephine County back.

Thank you for your support over the last 7 years and I ask you for another opportunity to serve this great county as your Josephine County Sheriff.

*(This information furnished by Dave Daniel.)*

Candidate statements are printed as submitted. The above information has not been verified for accuracy by the county.

## Josephine County Sheriff



**Jonathan Knapp**

**Occupation:** Development Director@ Concierge Home & Business Watch

**Occupational Background:** Retired Sergeant Maricopa County Sheriff's Office; Commanding Officer in The Salvation

Army; Sergeant in The United States Air Force; Current: Josephine County Animal Shelter Advisory Board; Josephine County Dog Control Board; Salvation Army Advisory Board; Three River Community Orchestra Board; Redwood Grange Executive Committee

**Educational Background:** Grand Canyon University- Masters in Business Leadership, Masters in Disaster Preparedness, Bachelors in Public Safety Administration; Rio Salado College - Law Enforcement Technology, Detention Services; Crestmont Officer's Training College -Associates in Ministry; Graduated 1979, Hidden Valley High School

**Prior Governmental Experience:** Maricopa County Sheriff's Office Sergeant; United States Air Force.

**For the taxes we pay, we expect more from our Sheriff's Office. We need to stop blaming the budget for the lack of adequate law enforcement.**

My name is Jonathan Knapp and I bring over 40 years of management, supervision, finance, and leadership experience to the Sheriff's Office. Eighteen of those years I worked for the Maricopa County Sheriff's Office, the fourth largest Sheriff's office in the nation.

I have the Training, Qualifications and Experience to move the Josephine County Sheriff's Office forward and fight against the increased crimes in the valley including the illegal cannabis industry & human trafficking.

It's time to vote for ...

### 1. More Patrol Response

- Actual follow-up by the Sheriff's office for property crimes
- Crime Scene Investigations
- Evidence Collection

### 2. Clear Cut Communications

- Regular Online & Social Media Updates
- Citizen Advisory Committee
- Town hall Meetings/ Discussions

### 3. Better Fiscal Responsibility

- Money should be spent in areas that reduces and deters crime
- Priority-Based Funding
- Transparency in a simplified Sheriff's Budget

If you were choosing a County Sheriff, would you choose: "Good," "Better" or "**Best**"?

**You are** choosing; so, choose the "**Best**", Jonathan Knapp for Josephine County Sheriff.

**Experience, Training, and Education** are the difference. For more information visit my web site at SheriffJon.com

**Vote Jonathan Knapp for Josephine County Sheriff**

*(This information furnished by Jonathan Knapp.)*

Candidate statements are printed as submitted. The above information has not been verified for accuracy by the county.

## Josephine County County Clerk & Recorder



### Rhiannon Henkels

**Occupation:** Josephine County Clerk & Recorder

**Occupational Background:** Chief Deputy County Clerk: Josephine County, 2016-2017; Secretary: South Medford; High School, 2013-2016; Deputy

County Clerk: Josephine County 2006-2013;

**Educational Background:** Whitcomb High School; Citrus College, General Studies

**Prior Governmental Experience:** County Clerk & Recorder; Chief Deputy County Clerk & Recorder; Oregon Association of County Clerks (OACC), Board of Property Tax Appeals Clerk

I began working for the County Clerk's Office in April 2006 as a Deputy County Clerk. My duties included assisting with elections, maintaining voter registration records, recording and retrieval of documents, processing passports, issuing marriage licenses, and serving as clerk of the Board of Property Tax Appeals. In February 2016, I accepted the Chief Deputy County Clerk position. As Chief Deputy County Clerk, I oversaw the day-to-day operations of the Clerk's office, supervising office staff, processing accounts payable and receivable, as well as the facilitating of elections. In June 2017, the Board of County Commissioners appointed me as County Clerk & Recorder.

Of all of the services the Clerk's office provides, the most complex is ensuring the processes and procedures relating to the elections are conducted within accordance to local, state and federal requirements. During my time with the Clerk's office, I have been involved in thirty-two elections. My duties have included all aspects of the elections process from Petitions, Voter Registration, Candidate filings, Voters' Pamphlet filings, Ballot creation, ballot insertion, signature verification, tabulation, write-in processing, certification & recalls. It's imperative the County Clerk have an extensive working knowledge of local, state and federal requirements that encompass the services the office provides to the citizens of Josephine County.

Over the years, I was fortunate enough to have been mentored by Georgette Brown & Art Harvey, both very highly respected in the Community & by their peers.

Thank you for your continued support, I look forward to continuing to serve the citizens of Josephine County.

*(This information furnished by Rhiannon Henkels.)*

Candidate statements are printed as submitted. The above information has not been verified for accuracy by the county.

## Josephine County Commissioner, Position 1



### John West

**Occupation:** Owner of Multiple Small Businesses.

**Occupational Background:** Wildland Firefighter, Rancher, Home Builder, Land Developer & Forester.

**Educational Background:** Glendale High School Graduate; Umpqua Community College Forestry Technology Graduate.

**Prior Governmental Experience:** City of Glendale Planning Commission, 2 years; Glendale Planning Commission Chair, 2 years.

#### **EXPERIENCE THAT MATTERS:**

John West was born and raised in Josephine County. He is a Conservative Republican, and he believes in working hard. As an entrepreneur, John West has successfully built, and continues to operate, several multi-million-dollar businesses with dozens of people employed.

With over 30 years of wildland firefighting knowledge and having constructed multiple housing developments, John West has first-hand experience working with various levels of county government. He knows what works, what's broken, and what should be done differently to improve services, reduce government waste and bureaucracy.

#### **Key Strengths John West brings to SERVE YOU, THE PEOPLE:**

- Wildland Fire Fighting - to Better Protect Our County
- Expert Forester to Improve County Revenue
- Working Within a Budget
- First-hand Knowledge of County Processes, Planning and Building Codes
- Making Strategic Investments
- Setting and Meeting Goals
- Experience and Knowledge of Public Works
- Hands-on experience dealing with County Department Heads

#### **JOHN WEST will strive to:**

- Protect the County from Catastrophic Forest Fires
  - Solve the Sheriff's Funding Problem
  - Reduce Bureaucratic Planning Processes and Fees
  - Reduce the Housing Shortage
  - Address the Homeless Problem
  - Work to Lower Taxes;
  - Work to Reign-in Out-of-Control Spending
  - Work to Reinstate O&C Funding
  - Work to SUPPORT LOCAL BUSINESSES
  - Work to Bring Business, Industry and Jobs into the area
  - He will protect your property and constitutional rights
  - He will defend your PERSONAL FREEDOMS & LIBERTIES
- As County Commissioner, John West will work tirelessly to represent ALL citizens of Josephine County.**

*Find Out More About John West at [electjohnwest.com](http://electjohnwest.com).*

**"I am asking for your vote."**—John West

Paid for by elect John West (21848)

*(This information furnished by John West.)*

Candidate statements are printed as submitted. The above information has not been verified for accuracy by the county.

## Josephine County Commissioner, Position 1



**Brian  
DeLaGrange**

**Occupation:** Lighting Specialist, Backen Consulting

**Occupational Background:** Property Appraiser, Josephine County; Lighting Specialist, Evergreen Consulting

**Educational Background:**

University of Oregon, Bachelor of Science - Business Administration; United States Air Force Academy; Grants Pass High School

**Prior Governmental Experience:** Grants Pass City Council - current; Grants Pass District 7 School Board - current; Grants Pass Parks Committee

**It's time to restore common sense in the Commissioners' Office.**

My name is Brian DeLaGrange. My family has lived in Josephine County for 4 generations. I was born and raised here, and I raise my daughter here.

I am a fiscal conservative, some would even call me a budget hawk. I believe government can be run effectively and efficiently, and that elected officials must understand the budget.

I am a true moderate. I've been registered as a republican or independent for more than 20 years.

I will prioritize finding a long-term solution to fund the Sheriff's Office. The feast-or-famine dynamic has been an issue for too long. I will work with the community to determine the level of service citizens support, and act accordingly.

Wildfire risk poses a tremendous threat to our county. We must take decisive action to protect our communities, and require public agencies to appropriately manage their property.

**My father said, "You have two ears and one mouth, so you can listen twice as much as you speak." I practice this philosophy, and am always open to hearing ideas and concerns from constituents.**

The Commissioners' Office is non-partisan; there is no room for party politics at the local level. Local leaders should be working toward solutions that are best for the community as a whole. That is what I promise to do.

You have the opportunity to elect a proven leader who brings experience, energy and optimism for our county's future.

I humbly ask for your vote. **I will work hard, and I will produce results.**

Let's make Josephine County better, together.

Respectfully,  
Brian DeLaGrange

**[www.electdelagrance.com](http://www.electdelagrance.com)**

*(This information furnished by Brian DeLaGrange.)*

Candidate statements are printed as submitted. The above information has not been verified for accuracy by the county.

## City of Cave Junction Mayor



**Meadow  
Martell**

**Occupation:** Mayor

**Occupational Background:** Oregon Primary Care Office; Community Health Center consultant; ED Siskiyou Community Health Center; Program Manager, Office of Rural Health; Manager Siuslaw Clinic

**Educational Background:** San Francisco State 3 yr; Lane Community College- Small Business Management Certificate, University Washington Womens Health Care Specialist Certificate

**Prior Governmental Experience:** Mayor 2019-2022

Rural communities play an important role in the viability and vitality of our American way of life. In a changing world we need to find innovative ways to create and manage the necessary infrastructure to assure our growth, development, prosperity, and success. I believe there are opportunities to facilitate and support our economic and social well-being in Cave Junction.

Despite two years of COVID restrictions, highlights from my term as Mayor include: keeping the community informed with regular communication; support for law-enforcement that protects and provides a sense of safety for businesses and citizens; helped establish a downtown revitalization organization-Main Street Cave Junction; secured a four year grant for MSCJ; led the review and update of the city charter for voter approval; worked with the Josephine County Library District and Foundation, and the City of Cave Junction to secure a \$1.5 million block grant to renovate our local library; hired a Public Works Director; and served on the Oregon Mayors Association to bring a more positive picture of our city in the state.

If re-elected, I will: maintain communication with the community; support MSCJ and downtown revitalization projects; continue serving on the Library Renovation Committee throughout the architectural design and construction phases; look for funding to upgrade aging city infrastructure; support staff who provide vital city services; work with broad band companies to expand and assure access to high speed internet throughout our community; be an ambassador for Cave Junction by developing relationships, learning from other cities, serving on the OMA board, and participating in Rogue Valley Council of Governments, and the League of Oregon Cities.

*(This information furnished by Meadow Martell.)*

Candidate statements are printed as submitted. The above information has not been verified for accuracy by the county.

**City of Cave Junction  
City Council, Position 1**



**Ethan  
Lane**

**Occupation:** Owner: Cave Junction Grocery Outlet

**Occupational Background:** United States Navy USS Dwight D. Eisenhower Norfolk, VA (4 years)

**Educational Background:** Del Norte High Graduate (1999)

Norte High Graduate (1999)

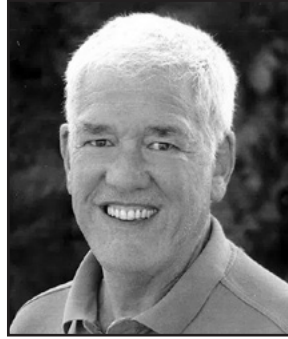
**Prior Governmental Experience:** Appointed to City Council Position #1 earlier this year (2022)

My name is Ethan Lane. I have been a part of the Southern Oregon and Northern California community for most of my life so I understand the unique dynamics that our area has to offer. My military background has enabled me to acquire leadership skills that are hard to come by. I am an active member of the Cave Junction Chamber of Commerce and the Collaborative Economic Development Committee. I am a small business owner here in the City of Cave Junction and all of that gives me a great tool box to bring to the position of City Council. I have lived in Southern Oregon since 2003 and consider this my home. It is increasingly important to me to make well informed decisions that will increase the quality of living here in the Illinois Valley and will continue my efforts to ensure the safety and well being of our citizens. I have a passion for public safety and success, and those two items together fuel my desire to run for City Council.

*(This information furnished by Ethan Lane.)*

Candidate statements are printed as submitted. The above information has not been verified for accuracy by the county.

**City of Grants Pass  
City Council, Ward 1**



**Rob  
Pell**

**Occupation:** Owner, Sunshine Natural Foods, GP: 27 years

**Occupational Background:** Owner, Five Seasons Restaurant, Boston: 15 years

**Educational Background:** Attended SUNY at Oneonta

**Prior Governmental Experience:** GP: Budget committee twice; Bikeways/Walkways Committee; Charter Task Force twice; Parking Task Force; Historic Commission 3x; City Council; JoCo: Employee Compensation Committee

For 27 years I've owned and operated a successful downtown business creating at least a dozen jobs annually. My family's financial well-being is totally linked to the local economy as are the households of my kids and grand-kids living in GP.

**Working People, Small Business Owners, Seniors,  
And Everyone On A Tight Budget  
Need A Voice At City Hall, I Will Continue To Be That Voice**

The 2021 council had to balance the budget and tackle a \$1.8 million shortfall the prior council left behind. It took several 3-5 hour meetings. We did it. We passed legislation to provide a sustainable funding source to incentivize new housing projects to serve our workforce and low-income seniors. We came to an amicable agreement with the property owners to acquire the land for our new water treatment plant without having to seize it through eminent domain. We continued to work with our police and legal teams addressing the very challenging homeless situation.

A first-rate Councilor does their best to represent the people to make a positive difference. Another critical quality is being persistent enough to ask the City Manager questions multiple times if that's what it takes to get factual, transparent answers. I'll continue to do it. People consistently say they're concerned most with creating sufficient middle-income housing and dealing with our homeless population. I'll continue to focus on producing solutions.

Our population will continue to grow. We need to continue to "up our game" in order to better manage: housing, budgeting/spending, growth, parks, and Public Safety while maintaining the hometown feel we all appreciate. I'll continue do my best.

**Vote For Rob Pell,  
City Councilor Ward One**

*(This information furnished by Rob Pell.)*

Candidate statements are printed as submitted. The above information has not been verified for accuracy by the county.

**City of Grants Pass  
City Council, Ward 1**



**Clint  
Scherf**

**Occupation:** Owner of small Civil Engineering Firm

**Occupational Background:** Residential & Commercial Land planning & development

**Educational Background:** Associate Degree in Mechanical Engineering; Bachelor's Degree in Civil Engineering; Master's degree Business administration

**Prior Governmental Experience:** Urban Area Planning Commission; City of Grants Pass Council, Ward 1

As a small business owner, family man, and raised with the values of hard work, honesty and respect for others, I feel the need to help improve our community and listen to our people. Born and raised in Grants Pass, and now supporting the 4th generation of Scherf's in our community I am looking to the future.

My values are that of a conservative with previous experience in our local government. City Councilor of Ward 1, has given me a firsthand view of the importance of understanding the need of this great community.

The role of City councilor is to protect the community they serve. Listening to people within the community is key to understanding the needs of the community. Counselors should service the people of the community, not their own agenda.

Local government needs to provide opportunity and foster economic growth so our community can prosper. Grants Pass needs to take control of its own future and promoting growth by establishing a focus on economic development within.

City councilors are the front line of defense to protect the heritage of our great community and provide a safe environment for our citizens to live.

As a City Counselor I will provide sound decision-making skills, use my education and knowledge to navigate the municipal code and take the legislation handed down from the state level and tailor it to better meet the needs of our community.

Being a conservative leader, I believe in personal freedoms, so I am willing to voice the opinions of the citizens of Grants Pass.

Endorsed By:

- Josephine County Republican Party
- Rick Riker (City Councilor, Ward 2)
- Dwight Faszer II (City Councilor, Ward 3)
- Roy Lindsay (Former City Mayor)

*(This information furnished by Clint Scherf.)*

**Candidate statements are printed as submitted. The above information has not been verified for accuracy by the county.**

**City of Grants Pass  
City Council, Ward 2**



**Rick  
Riker**

**Occupation:** Owner of Rick Riker, Planning and Research Services, Grants Pass

**Occupational Background:** Sears and Roebuck, Management Training Program, Baltimore, MD 1969; Metropolitan

Life Insurance, Debit Agent, Daly City, CA 1970-1975; Josephine County Planning, Subdivision Officer, Grants Pass, OR 1975-1995

**Educational Background:** University of Miami, FL B.A.

**Prior Governmental Experience:** 2010 - Present Grants Pass City Council

I have lived in Grants Pass for 47 years, am married to a Grants Pass native, and we have raised two children in the District 7 schools. I worked for Josephine County planning for 20 years, before becoming an independent land use consultant in 1995.

I enjoy the Grants Pass City Council. The council is made up of individuals of various backgrounds and performs well as a team when we share a common vision for Grants Pass. Each person has a personal strength that can complement the very challenges that council faces. My 12 years on the council helps bring unity to the various subjects as it includes a road traveled and the history with it. I respect each individual as a worthy person and appreciate the opportunity to discuss different viewpoints so that varied aspects can be considered when decisions are made.

When I was raised in school we had the three R's: Reading, wRiting, and aRithmetic.

Today I still endorse those basics but I add:

- Respect - To have a good conversation respect needs to be present.
- Real Truth - There are two sides to each story for the real truth.
- Relationships - Relationships are essential to accomplish our goals.

Today having the full picture is so important when making a decision, and the end result should be what is best for the community to protect and preserve our wonderful city of Grants Pass.

Thank you for your consideration and your vote of confidence.

*(This information furnished by Rick Riker.)*

**Candidate statements are printed as submitted. The above information has not been verified for accuracy by the county.**

**City of Grants Pass  
City Council, Ward 3**



**Dwayne  
Yunker**

**Occupation:** Realtor  
**Occupational Background:** Retired Military Veteran (21 Years)  
**Educational Background:** Bachelor's Degree in Business Administrative Management

**Prior Governmental Experience:** NONE

I was raised in Grants Pass and graduated Hidden Valley high school in 1992. I joined the military immediately after high school and served on active duty for over 20 years. My wife and I have raised our family here. We have two boys in college and two girls in high school.

I want our residents to enjoy our city again. I want the children of Grants Pass to be able to ride their bikes and play in the parks without worrying.

**ADDRESSING HOMELESSNESS PROBLEM**

I will address the homeless problem that is slowly destroying our city. We need to help those who want to get well, but the solution must get people back into society as productive citizens.

**SUPPORTING PUBLIC SAFETY**

Grants Pass needs fully funded police and fire departments. I will support our firefighters and law-enforcement officers, eliminating politics and returning to the decision making to the police and fire chiefs.

**CONSERVATIVE LEADERSHIP**

I am a fiscal conservative who will demand accountability and value for the taxpayers. I support the principles of personal freedom, freedom of personal property rights, and freedom to raise a family without government interference.

**I served my country in the military for most of my adult life, I am ready to continue that service as your next city counselor.**

Endorsed by the Josephine County Republican Party

*(This information furnished by Dwayne Yunker.)*

Candidate statements are printed as submitted. The above information has not been verified for accuracy by the county.

**City of Grants Pass  
City Council, Ward 4**



**Joel T  
King**

**Occupation:** Family Tree Farm  
**Occupational Background:** 1978-2010: U.S. Forest Service: Powers, Grants Pass, Cave Junction, Ashland, Prospect, and Butte Falls, Oregon. Various positions including

District Ranger, forest economist, forest planner, sale contract administrator, presale forester including contract preparation, and soil scientist; 1986-1990, Federal Equal Employment collateral officer; 2011-2018: Office manager for Judith King FNP medical office

**Educational Background:** US Air Force Academy- Freshman Year; Iowa State University - Bachelor of Science in Forest Management; Oregon State University - Masters of Science in Soil Science.

**Prior Governmental Experience:** Volunteer firefighter for Powers, Oregon for four years; Budget committee for Powers School District for two years; Contract preparations and administration for US Forest Service for 6 years; Agency Administrator for program and fire management for US Forest Service for 12 years; City Councilor for 4 years.

I have no personal agenda in my desire for public service. My goals are to be inclusive and build a sense of community.

Listening and respecting each other as we confront each other with the varying opinions and positions on issues is a must. We must be inclusive, whether you are a long term resident, a business owner, a homeowner, a young person, a senior citizen, a new arrival, and/or a person without a home,

Sound fiscal management is a cornerstone for our future. Our infrastructure such as streets, sewer, water, swimming pool, workforce housing, and low income housing require good leadership and partnerships between different levels of government, nonprofits, schools and the business community. Healthy relationships overcome scarcity of resources. A great example from our city history is the development of Rhinehart Park.

Judi and I have raised our family in Grants Pass. This is my home. Running for office is one way I can pay back Grants Pass for what it has provided to us.

*(This information furnished by Joel T. King.)*

Candidate statements are printed as submitted. The above information has not been verified for accuracy by the county.

## City of Grants Pass City Council, Ward 4



### **Molly Nichols**

**Occupation:** Real Estate Broker

**Occupational Background:**  
Adult Foster Home Owner/  
Operator.

**Educational Background:**  
Martin Luther King Highschool-  
Diploma.

**Prior Governmental Experience:** None.

Hi, I'm Molly Nichols. I have been a Real Estate Broker in Grants Pass for 9 years and a Josephine County resident for over 25. As a realtor and long-term resident, I bring a unique mixture of teamwork, fiscal responsibility, creative problem solving, and solid negotiation skills. I treasure our small-town values, the natural beauty of our region and our deep sense of community that is not be trifled with.

Over the past couple of years, I have noticed a seeming explosion of unhoused community members living in our public spaces. I know I'm not alone in this observation. The 2020 federal injunction that was agreed to by the city of Grants Pass, restricts enforcement of our quality-of-life laws because we lack available low barrier shelter options. 2 years later and Grants Pass is still not tangibly closer to offering the required shelter options; so, we are no closer to being able to enforce our quality-of-life laws. I believe this needs to change and it needs to change quickly.

As a city counselor these would be my priorities:

Regain the ability to enforce our quality-of-life laws by partnering with local nonprofits and faith-based community leaders to create a dynamic solution for low barrier shelter options.

Utilize our Housing Advisory Committee and housing specialist to create long term, affordable housing options for the average citizen in Grants Pass.

Support law enforcement and fire services by developing long term, stable funding solutions. It is untenable for our law enforcement and fire service personnel to live levy to levy.

Work towards a fiscally reasonable solution for the current proposed water treatment plant.

I am grateful to our current council and those before them, this is a thankless job that is based on regular citizens showing up to volunteer their time and effort for the betterment of our community. I believe I can continue to build on this legacy and I welcome the challenge of helping to build a stronger community. I look forward to working with you and for you.

*(This information furnished by Molly Nichols.)*

**Candidate statements are printed as submitted. The above information has not been verified for accuracy by the county.**

# **BALLOTS MUST BE POSTMARKED BY ELECTION DAY NOVEMBER 8, 2022**

## **Josephine County Official Ballot Dropsite Locations**

Open from October 19, 2022 until 8 p.m., November 8, 2022

### **Josephine County Courthouse:**

**County Clerk's Office** (7:50 a.m.- 5:00 p.m., Monday-Friday.)

*Open 7 a.m. until 8 p.m. on Election Day*

**Justice Building side, ground floor next to the elevator** (24 hours / 7 days)

**Next to the "C" Street Entrance** (Tax Office Entrance) (24 hours / 7 days)

### **South Grants Pass:**

**Washington Federal, 290 Union Avenue, front parking lot** (24 hours / 7 days)

### **Library Drive-up - Grants Pass Branch:**

Parking lot behind library. Enter from "C" Street (24 hours / 7 days)

### **Merlin:**

**\*Please note new location\***

**Rays Food Place, 3500 Merlin Rd., parking lot; next to the  
drive-up USPS Blue Mail Box** (24 hours / 7 days)

### **Murphy:**

**Hidden Valley Market, in front, on the left side of the building** (24 hours / 7 days)

### **Cave Junction:**

**Cave Junction City Hall, near front entrance** (24 hours / 7 days)

#### **ORS 254.445 Assistance in Marking Ballot; Allowances and Limitations**

Any voter who, due to a disability or inability to read or write, is unable to mark their ballot may receive assistance. The assistance is provided either by two persons of different political parties provided by the county clerk or by some other person chosen by the voter. Any person assisting a voter must follow the direction of the voter as to how to vote the ballot. Also, the person assisting the voter must not afterwards give out any information about how the voter voted. Additionally, a person may not provide such assistance if they are an employer of the voter or an agent of the employer. Also, a person may not provide such assistance if they are an officer or agent of a union of which the voter is a member.