



AGENDA

**MOLALLA CITY COUNCIL MEETING
August 10, 2022
7:00 PM
Molalla Civic Center
315 Kennel Ave, Molalla, OR 97038**

Mayor Scott Keyser

*Council President Jody Newland
Councilor Elizabeth Klein
Councilor Terry Shankle*

*Councilor Leota Childress
Councilor Crystal Robles
Councilor Eric Vermillion*

EXECUTIVE SESSION begins at 6:00pm: Not open to Public, according to ORS 192.660(2): e

REGULAR COUNCIL MEETING begins at 7:00pm: Open to the Public and open to Public Comment or Testimony. Please fill out a comment card and submit it to the City Recorder, prior to the beginning of the meeting.

*In accordance with House Bill 2560, the City of Molalla adheres to the following practices:
Live-streaming of the Molalla City Council Meetings are available on Facebook at “Molalla City Council Meetings – LIVE” and “Molalla City Council Meetings” on YouTube.
Citizens can submit Public Comment in the following ways: attend the meeting, email the City Recorder @ recorder@cityofmolalla.com by 4:00pm on the day of the meeting, or drop it off at City Hall, 117 N. Molalla Avenue.*

EXECUTIVE SESSION – 6:00pm: Closed to the Public.

Held pursuant to Oregon Public Record Law, ORS 192.660(2):

(e) To conduct deliberations with persons designated by the governing body to negotiate real property transactions.

1. CALL TO ORDER AND FLAG SALUTE

2. ROLL CALL

3. CONSENT AGENDA

- A. City Council Meeting Minutes – July 13, 2022..... **Pg. 3**
- B. City Council Meeting Minutes – July 27, 2022..... **Pg. 26**
- C. Work Session Meeting Minutes – July 27, 2022..... **Pg. 29**
- D. Library Board Meeting Minutes – February 17, 2022..... **Pg. 30**

4. EXECUTIVE SESSION ANNOUNCEMENT

5. PRESENTATIONS, PROCLAMATIONS, CEREMONIES

6. PUBLIC COMMENT & WRITTEN COMMUNICATIONS

(Citizens are allowed up to 3 minutes to present information relevant to the City but not listed as an item on the agenda. Prior to speaking, citizens shall complete a comment form and deliver it to the City Recorder. The City Council does not generally engage in dialog with those making comments but may refer the issue to the City Manager. Complaints shall first be addressed at the department level prior to addressing the City Council.)

7. PUBLIC HEARINGS

8. ORDINANCES AND RESOLUTIONS

- A. Ordinance No. 2022-03: Declaring a Ban on Psilocybin Service Centers and the Manufacture of Psilocybin Products (2nd Reading) (Huff).....**Pg. 31**
- B. Resolution No. 2022-14: Referring to the Voters of Molalla A Measure of Proposing the Prohibition of Psilocybin-Related Business from Operating Within the City (Huff).....**Pg. 34**

9. GENERAL BUSINESS

10. STAFF COMMUNICATION

11. COUNCIL COMMUNICATION

12. ADJOURN



Minutes of the Molalla City Council Meeting

Molalla Civic Center
315 Kennel Ave., Molalla, OR 97038
July 13, 2022

CALL TO ORDER

The Molalla City Council Meeting of July 13, 2022 was called to order by Mayor Scott Keyser at 7:03pm.

COUNCIL ATTENDANCE

Present: Mayor Scott Keyser, Council President Jody Newland, Councilor Elizabeth Klein, Councilor Leota Childress, Councilor Crystal Robles, and Councilor Eric Vermillion.

Absent: Councilor Terry Shankle.

STAFF IN ATTENDANCE

Dan Huff, City Manager; Christie Teets, City Recorder; Andy Peters, Public Works Division Manager; Cindy Chauran, Senior Accountant; Diana Hadley, Library Director; Chris Long, Police Chief.

CONSENT AGENDA

- A. Meeting Minutes – June 22, 2022

A motion was made by Councilor Childress to approve the Consent Agenda, seconded by Councilor Vermillion. Vote passed 6-0, with all Councilors voting Aye.

PRESENTATIONS, PROCLAMATIONS, CEREMONIES

- A. Child Care for All in Clackamas County (B. Dazey)

Bridget Dazey, Clackamas Workforce Partnership and Danni Stamm Thomas, Early Learning Hub of Clackamas County made a presentation to Council regarding the urgent need for childcare.

Mayor Keyser inquired to the presenters if they are aware of the difference of the needs between Oregon City and Molalla. Ms. Stamm Thomas explained that the need by zip code is being analyzed.

Ms. Hazey explained that partial funding is from State and Federal, including some ARPA funding that became available during the COVID pandemic.

Ms. Hazey encouraged Council to contact them if they had any further questions. (The Child Care for All presentation is attached to these meeting minutes.)

PUBLIC COMMENT

Ms. Betty Martin, Molalla resident, spoke to Council about her concerns with large trucks using 5th Street, between Stowers and Mathias, as a Truck Route. Mayor Keyser suggested that Ms. Martin contact City Manager Huff regarding her concerns.

PUBLIC HEARINGS

None.

ORDINANCES AND RESOLUTIONS

- A. Resolution No. 2022-06: Molalla Enterprise Zone

The Public Hearing for the Molalla Enterprise Zone was held on May 25, 2022. The Port of Portland completed consent, and the Clackamas County Board of Commissioners expressed support for the expansion at their June 7, 2022 meeting.

A motion was made by Councilor Vermillion to approve Resolution No. 2022-06, seconded by Councilor Childress. Vote passed 6-0, with all Councilors voting Aye.

B. Resolution No. 2022-09: Adopting a Master Fee Schedule

Councilor Childress had concerns about some of the fees that were listed, specifically from the Planning Department for site design reviews. Staff explained the need for each.

Councilor Childress was also concerned about the \$1,000 Special Event Fee as a high cost and the need for it to be passed by Resolution. City Recorder Teets explained to Council that currently only two events are charged the \$1,000 fee, both events being held at the Buckeroo Grounds. Fees are established to recuperate some of the costs for overtime necessary with Police and Public Works. Councilor Robles inquired about if that fee was close to help covering cost, City Manager Huff replied no. Staff explained in detail the cost to prepare for these events, and Council concurred that it was an appropriate fee.

After discussion, City Recorder Teets announced that the Special Event Fee had been set in 2019 with Resolution No. 2019-04.

A motion was made by Council President Newland to approve Resolution No. 2022-09, seconded by Councilor Vermillion. Vote passed 6-0, with all Councilors voting Aye.

C. Resolution No. 2022-12: Declaring the City's Election to Receive State Revenue Sharing

A motion was made by Councilor Robles to approve Resolution No. 2022-12, seconded by Councilor Vermillion. Vote passed 6-0, with all Councilors voting Aye.

D. Resolution No. 2022-13: Certifying All Requirements to Receive State Shared Revenues Have Been Met

A motion was made by Councilor Vermillion to approve Resolution No. 2022-13, seconded by Councilor Childress. Vote passed 6-0, with all Councilors voting Aye.

GENERAL BUSINESS

A. Labor Contract Ratification - TBD (Huff)
Removed from Agenda.

B. Contract Award: Eckerd and Lola Avenue - Sewer and Water Line Replacement

North Santiam Paving submitted the lowest bid for \$1,460,902.00, for sewer and water line replacement. Other work includes demolition work, traffic control, installation of various water line fittings and appurtenances, water line tie-ins to existing 12-inch, 10-inch, and 4-inch water lines, abandonment of water lines, abandonment and slurry filling of existing sewer lines, grind and inlay of ac pavement, removal and replacement of ac pavement, concrete sidewalks, driveways, curbs, gutters, curb paint, pavement striping, fences, aggregate base, and landscaping.

A motion was made by Council President Newland to approve the Contract Award, seconded by Councilor Vermillion. Vote passed 6-0, with all Councilors voting Aye.

C. League of Oregon Cities – 97th Annual Conference

The LOC Annual Conference is being held October 5-7, 2022. City Manager Huff presented the fees for the conference, as well as the Council Budget. He encouraged Council to attend, while being mindful of the budget. Councilors held a brief discussion about who would attend. Mayor Keyser, Councilor Vermillion, and Councilor Childress all expressed interest.

STAFF COMMUNICATION

- City Manager Huff explained to Council that he would be out of the office for the upcoming City Managers Conference. He will notify Council once an Acting City Manager has been established.

- City Recorder Teets reminded Council that a Work Session had been scheduled for the evening for the open Planning Commission seat, however, there were no applications submitted. The seats for Planning Commission and Library Board will remain open. She also gave the Council an update of Candidate applications for the November 2022 Election. Current candidates are Ashly Hansen, Martin Ornelas, and Councilor Leota Childress.
- Senior Accountant Chauran explained that the new Auditors would be visiting City Hall in the next few weeks. The Finance Department is looking forward to beginning work with the new firm.
- Library Director Hadley shared that the Summer Reading Program is coming to a close. The Reptile Man will be visiting, and that always draws a crowd. The Bookmobile Van is scheduled to be delivered in August.
- PW Division Manager Peters presented Council with a map of an aerial view of Toliver Road and Hwy 213. Construction is about to begin, therefore community members will be forced to use a Detour. Public Works is working with ODOT to help with communication to users of Hwy 213. Mr. Peters also shared updates of Fox Park equipment installation at the playground.

COUNCIL COMMUNICATION

- Councilor Vermillion shared that he and Mayor Keyser had a great time at the 4th of July Parade. He gave kudos to the Police Department for their fine work during the Parade incident.
- Councilor Childress felt that the Buckeroo this year was extra special. People were happy to be attending, after it’s absence the past two years. She also shared that the Apple Festival and Celebrate Molalla plans are in full swing. There are over 150+ vendors at this time. Councilor Childress announced that the Molalla Warming Center will now be called the Molalla Extreme Weather Center. Soon the space will be opened as a cooling center, when extreme heat is expected.
- Council President Newland shared that she had the privilege of volunteering at the Buckeroo Rodeo during the festivities. She feels that Molalla shines when everyone works together.
- Councilor Robles encouraged community members to check out the Library’s website or Facebook page for all of the great summer events that are happening right now.
- Councilor Klein shared that the Beautification and Culture meeting was held the night before. The B&C are looking at adding some art enhancements to Strawberry Park.
- Mayor Keyser was happy to volunteer at the Buckeroo and enjoyed seeing everyone out and about. Mayor Keyser requested that Police, Fire, County, and SWAT come to the next meeting, so the Council could thank them for their service during the Parade. Mayor Keyser announced other upcoming events, and reminded community members that it is election season. City Recorder Teets explained that August 25, 2022 is the due date for all candidate paperwork.

[For the complete video account of the City Council Meeting, please go to YouTube “Molalla City Council Meetings – July 13, 2022”](#)

ADJOURN

Mayor Keyser adjourned the meeting at 8:55pm.

Scott Keyser, Mayor

Date

ATTEST:

Christie Teets, City Recorder



Clackamas County Child Care For All



CC4A Presentation

to: Molalla City Council, July 13



This impacts ALL of us – women are important and bear the brunt of the impacts.

- Burnout & mental health
- Standing at the intersections of challenge and opportunity
- Childcare and Early Learning and Education NOW – determines our collective future



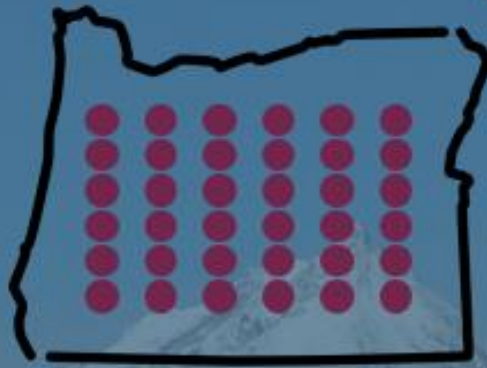
As of early 2020*, there is inadequate regulated child care supply across Oregon - especially for infants & toddlers

Public funding plays a major role in creating Oregon's child care supply - especially for preschoolers

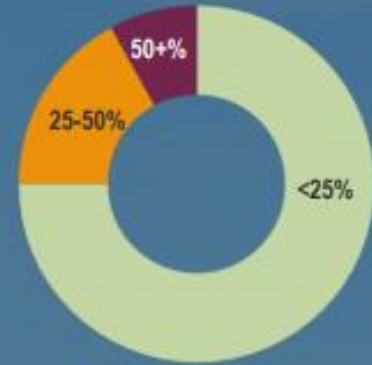


There are 7 infants & toddlers for a single child care slot in Oregon

A child care desert is a community with 3 or more children for a single child care slot.



All 36 Oregon counties are child care deserts for infants & toddlers



3/4 of Oregon counties have fewer than 25% publicly funded regulated infant/toddler slots

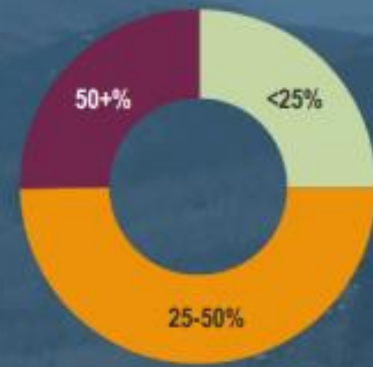


There are 3 preschool age children for a single child care slot in Oregon



All but 11 Oregon counties are child care deserts

Without publicly funded slots, 8 additional counties would be child care deserts.



Only 1/4 of Oregon counties have fewer than 25% publicly funded regulated preschool slots

Pre-pandemic & Current Early Learning Profile, Clackamas

End of 2020

- Children under the age 13: 61,346
- Family childcare slots: 1,849
- Center childcare slots: 8,029
- **16% of children have access to viable childcare**
- 57% of a minimum wage workers annual earnings would be needed to pay the price of childcare for a toddler

Currently

- Updated Census not available
- Family childcare slots: 1,574*
- Center childcare slots: 7,089*
- Lost childcare slots since 2020: 1,215
- Percent of childcare lost since 2020: 10.2%

Something we can all agree on – this is an important issue

On October 6, 2021, Clackamas County Board of County Commissioners held a Town Hall on Child Care attended by 60+.

The Commissioners heard from child care providers, families, nonprofits, and the business sector.

01. 6 in 10 American parents say that there is a serious problem finding quality, affordable childcare in their community

02. 60% of voters agree with the following statement: “Government should take a more active role in ensuring all families have access to reliable, affordable childcare because we will not be able to fully recover from the current coronavirus pandemic unless parents are able to return to work

03. 7 in 10 voters support increased congressional funding for childcare and early childhood education

04. 8 in 10 voters back a proposal to offer options public pre-K to all 3 and 4 year old children in the county

*National Survey of Registered Voters, [American Progress Report](#) Sept. 2020

Child Care Access is Multidimensional

- **Access to early care & education** means that parents, with reasonable effort and affordability, can enroll their child in an arrangement that supports child's development and meets the parents' needs.

- **Reasonable Effort:** supply, parents can access information
- **Affordability:** price of care, cost of operations, public funding
- **Supports Child Development:** quality, specialized services
- **Meets Parents Needs:** match with parent job schedule
- **Equity:** disproportionate access to by certain populations



Child Care for All in Clackamas County





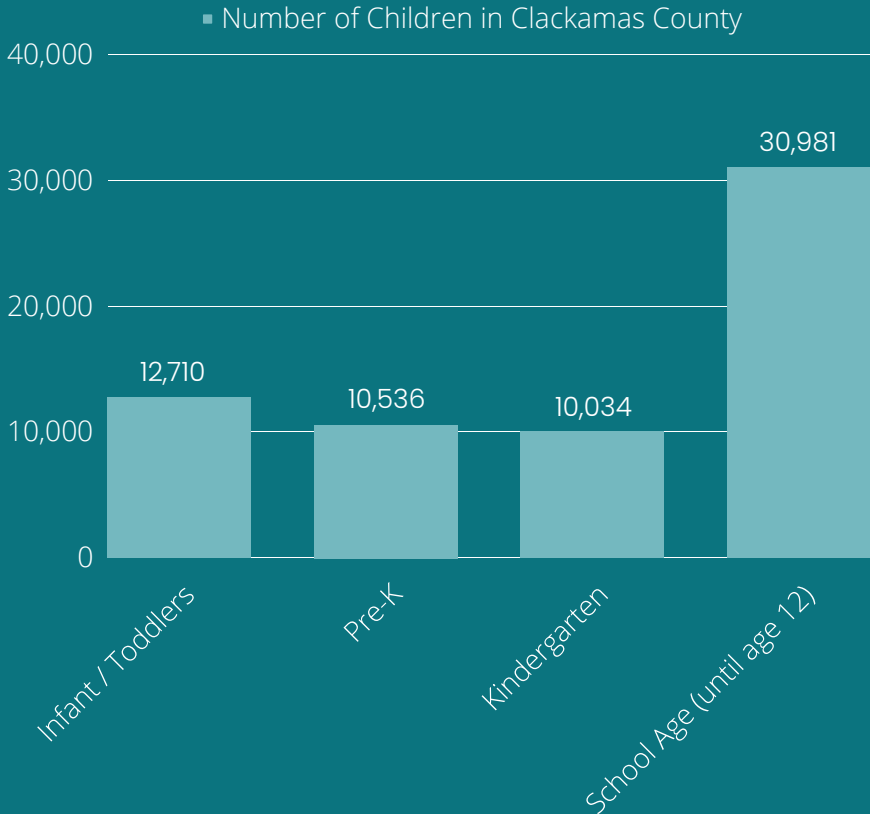
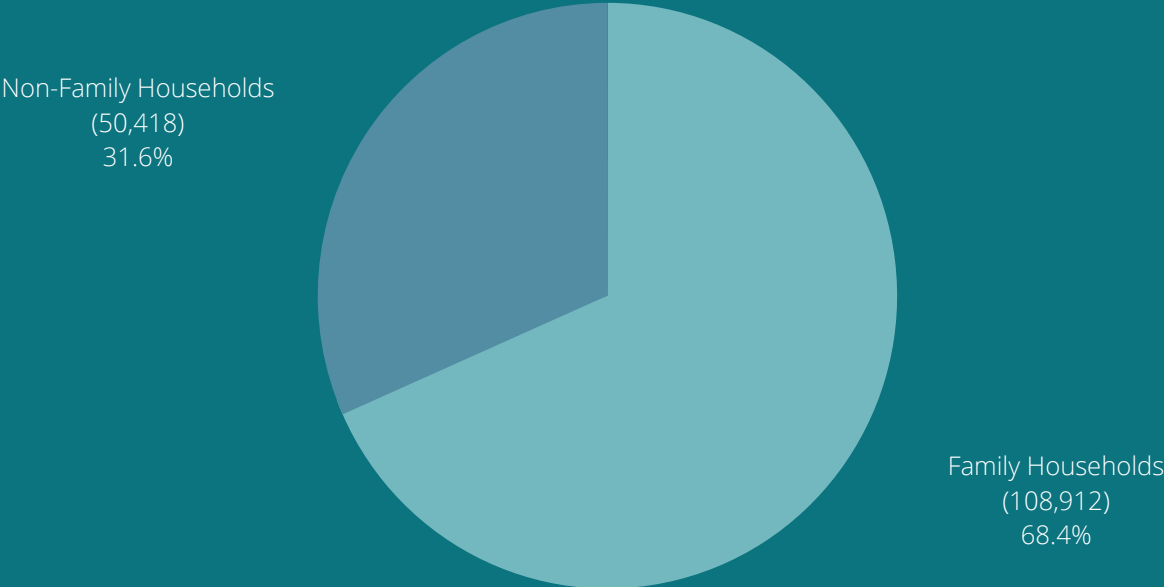
Childcare for All is Our Goal

We can do this by:

1. Elevating the issue
2. Identifying solutions
3. Creating committees based on prioritized solutions
4. Developing an action plan & set of strategies by Summer of 2022
5. Creating the largest network for early learning & childcare advocates
- 6. Collective Impacts!**

422,537 Residents in Clackamas Co

The child care for all market size encompasses care for 64,261 children between ages 6 weeks to 12 years of age; living in 108,912 households.



Residents and household data: US Census Bureau, 2020 (Resident estimate updated 2021)
Demographic data: Estimated from US Census Bureau, 2020

Overview of Process

Round 1

Initial Findings & Early Recommendations

Workgroups will develop initial recommendations for the Steering Committee

Status: In Progress

Round 2

Interim Recommendations

Workgroup will revise recommendations or further validate for final recommendations to the Steering Committee

Status: Upcoming

Round 3

Final Recommendations

Final sets of recommendations will go to the Steering Committee

Status: Upcoming



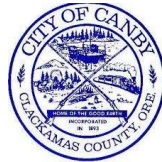
worksource | OREGON



Clackamas Education SERVICE DISTRICT



MORANT McLEOD



A few partners of our partners in Childcare for All...and still growing!



Finance & Strategy

Supply & Demand (current, potential)

Expenditures, Revenue options

Projections

Infrastructure

Geography

Current Facilities & Future Facilities

Zoning/Regulations

Program & Policy

Alignments

Implementation Pathways

Quality

Workforce

Equity

Culture

Wages

CC4A Workgroups

Current Focal Points

Data Overview

	To: Finance & Strategy	To: Infrastructure	To: Program & Policy	To: Workforce
From: Finance Strategy	Supply / Demand Exp / Revenues	Geography Implications	Time of day, age implications	Livable wages, License costs
From: Infrastructure	Expenditures	Facilities Inventory	Availability	Availability
From: Program & Policy	Subsidies & Rates	Location Requirements	Equity & Values	Wage Basis
From: Workforce	Wage bounds	Geographies	Equity, Wage Bounds	Culture

Insights on the Sustainable Wages

Employees working for childcare providers experience hardships when they have children of their own or do not have another adult to provide support.

Current hourly wages for child care provider employees

- Average \$17.54 per hour for employees
- Average \$36,483 annual income for employees

One Adult Household Living Expenditures

- One child: \$72,681
 - \$34.94 wage required
- Two children: \$89,314
 - \$42.94 wage required
- Three children: \$120,382
 - \$57.88 wage required

Two Adult Household Living Expenditures (both working)

- One child: \$79,552
 - \$19.12 wage required
- Two children: \$100,740
 - \$24.22 wage required
- Three children: \$122,289
 - \$29.40 wage required

Return on Investment – It will payoff!



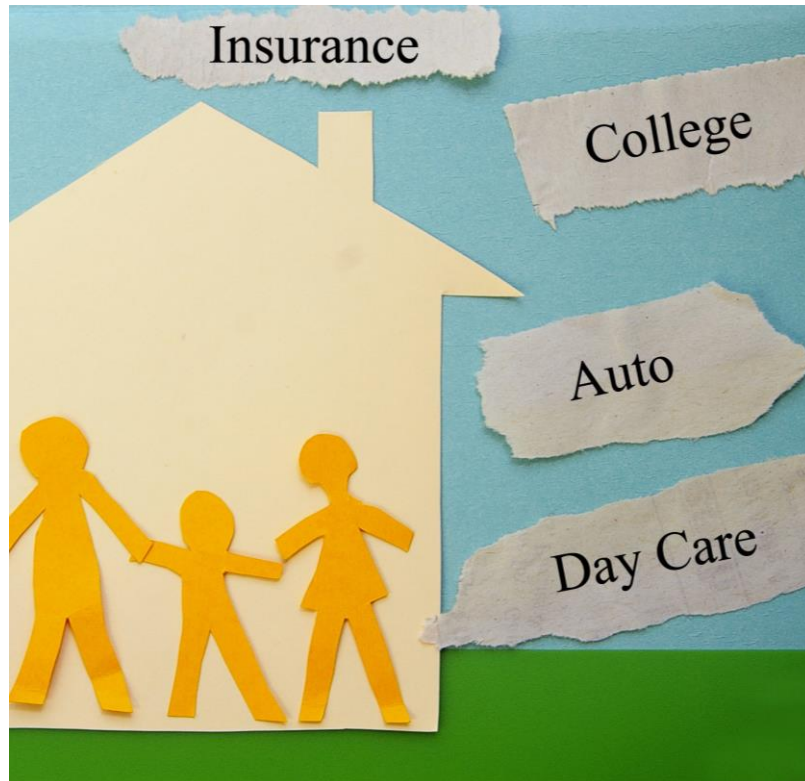
- Each dollar spent on early childhood education programs returns more than \$6 in benefits
- Good for kids. Good for parents. Good for the economy
- "There's clear evidence that kids develop better and stronger essential skills," he said, "and we can basically show that this does act to reduce income inequality." -CBS News

A Future with Child Care for All Looks Bright

- Less likely to need special education services
- More likely to be literate by the sixth grade
- Fosters greater Labor Force Participation
- High school completion
- Reduces duration on Unemployment
- Reduces employee turnover (Patagonia shared stat that it costs the equivalent of 1.5FTE to replace a 1.0 FTE who left)
- Better trained workforce
- Four times as likely to graduate college
- Stronger safety net (or trampoline)
- 50% less likely to commit a crime



Recommendations



- Sign onto the Child Care for All initiative
- Follow on social media
- Guest write a blog entry / article
- Help spread the word
- Believe this is possible and will happen



WHAT QUESTIONS DO YOU HAVE FOR US?

Bridget Dazey | Bridget.Dazey@clackamasworkforce.org

Dani Stamm-Thomas | DStammThomas@clackamas.us

@CLACKAMASWORKFORCE (FACEBOOK)

@_C_W_P (TWITTER)

@CLACKAMASWORKFORCEPARTNERSHIP (INSTAGRAM)

@CLACKAMASCC4A (FACEBOOK)

@CLACKAMASCC4A (TWITTER)

@CLACKAMAS CHILD CARE 4 ALL (LINKEDIN)

86%

Support for making childcare more affordable by providing financial support to help working families pay some or all the cost of quality care

88%

Support for attracting, retaining, and supporting quality early childhood educators and caregivers by paying them better salaries and providing them with opportunities to increase their skills through ongoing training, education, and certification, which would improve the instruction and care that children receive.

85%

Support for making childcare more affordable by providing parents with a tax credit to help pay for childcare.

84%

Support for making preschool more available by providing it to all three- and four-year-olds whose parents want to send them.

87%

Support for increasing the availability of quality childcare for families by providing a tax credit to businesses that help their employees access and afford quality childcare.

74%

Voters nationwide say elected leaders should make childcare and early learning a priority in 2021



Minutes of the Molalla City Council Meeting

Molalla Civic Center
315 Kennel Ave., Molalla, OR 97038
July 27, 2022

CALL TO ORDER

The Molalla City Council Meeting of July 27, 2022 was called to order by Mayor Scott Keyser at 7:00pm.

COUNCIL ATTENDANCE

Present: Mayor Scott Keyser, Council President Jody Newland, Councilor Elizabeth Klein, Councilor Leota Childress, Councilor Terry Shankle, Councilor Crystal Robles (via telephone), and Councilor Eric Vermillion.

STAFF IN ATTENDANCE

Dan Huff, City Manager; Christie Teets, City Recorder; Chris Long, Police Chief; Bobby Call, Lieutenant; City Attorney, Chad Jacobs.

CONSENT AGENDA

- A. Budget Committee Meeting Minutes – May 18, 2022
- B. MURA Budget Meeting Minutes – May 18, 2022
- C. City Council & Planning Commission Joint Meeting Minutes – November 17, 2021

A motion was made by Councilor Childress to approve the Consent Agenda, seconded by Councilor Vermillion. Vote passed 6-0, with all Councilors voting Aye.

PRESENTATIONS, PROCLAMATIONS, CEREMONIES

- A. Swearing-In of Sergeant LaPointe
- B. Swearing-In of Officer DeLuna
- C. Commendation of Agency Officers
- D. New Police Facility Update

Mayor Keyser made a brief announcement that Item C would take place first. Then he read the following Commendation:

“On July 4th, 2022, the Molalla Police Department and partner agencies in Clackamas County participated in traffic control with the annual 4th of July parade. At approximately 10 am, the police department received reports of a wrong way driver that was heading towards the front of the parade. The driver disobeyed multiple orders to stop and continued to advance on to the head of the parade. As the driver met with the head of the parade, he started driving around the parade towards the sidewalk which was filled with hundreds of spectators. The Molalla Police Department and Molalla Fire Department immediately acted and pinned the vehicle in so it would not be able to move. With the assistance of the Clackamas County Sheriff's Office, they were able to negotiate with the subject and convince him into shutting the vehicle off and exiting the vehicle. The suspect was taken into custody, and nobody was injured from the results of his actions.

We would like to commend the Molalla Police Department, Clackamas County Sheriff's Office, and the Molalla Fire Department for their quick and decisive actions on July 4th, 2022, which undoubtedly prevented what could have been a very tragic day.”

Following Commendation, Mayor Keyser swore in Officer Nigel DeLuna and Sergeant Anthony LaPointe.

Joshua Dodson of OTAK gave a brief presentation on the new Police Facility, describing the timeline for construction. Substantial completion is scheduled for December 2024.

PUBLIC COMMENT

None.

PUBLIC HEARINGS

A. CM/GC (Construction Manager/General Contractor) Draft Findings of Fact

A Public Hearing was held for the CM/GC Draft Findings of Fact. Mayor Keyser opened the Public Hearing at 7:22pm.

Mr. Dodson informed Council that all notice requirements had been met. Mayor Keyser asked if there were any audience members to speak for or against the item. Seeing none, he closed the Public Hearing at 7:23pm.

ORDINANCES AND RESOLUTIONS

A. Resolution 2022-14: Granting Exemption from Competitive Bidding for Construction of the New Molalla Police Facility

Mr. Dodson explained to Council that the City and OTAK are seeking authorization for Council to utilize the CM/GC process as an alternate method of contracting based upon the Findings.

A motion was made by Councilor Vermillion to approve Resolution No. 2022-14, seconded by Councilor Klein. Vote passed 6-0, with all Councilors voting Aye.

B. Ordinance No. 2022-03: Declaring a Ban on Psilocybin Service Centers and the Manufacture of Psilocybin Products

City Manager Huff explained to Council that there are two Ordinances in their packets regarding the Psilocybin Service Act. One is to ban them, one is to put a temporary ban on manufacturing and services. Council also has the option to do nothing, which would allow manufacturing or services to begin on January 1, 2023.

A motion was made by Councilor Childress to direct staff to prepare a Two-Year Temporary Ban on the Psilocybin Act, seconded by Councilor Shankle.

Discussion began with Council President Newland describing why she preferred to direct staff to ban them completely. She is concerned that the 15% tax does not go to the City, as well as usage not being prescribed by a medical doctor. Council President Newland also did 'not want our town to be a guinea pig' on this subject.

Councilor Shankle felt that citizens may be more likely to pass a two-year ban, opposed to banning it altogether. City Attorney Jacobs explained to Council that they can take the Measure to voters only in a year holding a General Election. Therefore, the next time it could go to voters is in November 2024.

Mayor Keyser stated he would prefer that Molalla not being involved in Psilocybin, preferring a ban altogether. After much discussion by Council, Councilor Childress called the vote.

City Recorder Teets called the vote on the Two Year Temporary Ban. Vote failed 2-5. Voting Aye were Councilors Childress and Shankle. Councilors voting Nay: Mayor Keyser, Councilor Vermillion, Council President Newland, Councilor Klein, and Councilor Robles.

A motion was motion was made by Councilor Vermillion directing staff to prepare documents to Ban the Use of Psilocybin Services, seconded by Council President Newland. Vote passed 6-1. Voting Aye: Mayor Keyser, Councilor Vermillion, Councilor Shankle, Council President Newland, Councilor Klein, and Councilor Robles. Voting Nay: Councilor Childress.

A motion was made by Council President Newland to hold the First Reading of Ordinance No. 2022-03, Declaring a Ban on Psilocybin Service Centers and the Manufacture of Psilocybin Products, seconded by Councilor Vermillion. Vote passed 7-0, with all Councilors voting Aye.

Discussion followed with the option of the Second Reading. Councilor Childress stated that she did not realize that she was voting for the First Reading. Mr. Jacobs explained the process, and all parties agreed to the Second Reading and adoption being held at the August 10th meeting.

GENERAL BUSINESS

A. Architect Selection – New Policy Facility

City Manager Huff shared the selection process for the Police Facility architect. The overwhelming response by the Police Facility CPC to recommend the firm Mackenzie to Council.

A motion was made by Councilor Vermillion to approve Mackenzie as the Architect for the new Police Facility, seconded by Councilor Klein. Vote passed 6-0, with all Councilors voting Aye.

STAFF COMMUNICATION

- City Manager Huff shared his recent experience at the OCCMA Conference. There was good conversation about League of Oregon Cities, and the relationships between Council and Administration. He thanked Council for the conversation regarding mushrooms, and appreciates that they are willing to make difficult decisions. Mr. Huff introduced the new Executive Administrative Assistant, Suzanne Baughman, to Council.
- City Attorney Jacobs stated that it was great to be at the meeting and wished Councilors a great summer.
- City Recorder Teets announced that there are now four candidates running for a Council seat in November. They are Ashly Hansen, Martin Ornelas, Councilor Leota Childress, and current Planning Commission Chair Rae Botsford.
- Police Chief Long thanked Council for their support on the new Police Facility project and is excited about the progress that is already being made.
- Lieutenant Bobby Call had nothing to report.

COUNCIL COMMUNICATION

- Councilor Vermillion announced the upcoming dates for the MRSD Board Meetings. He does not have a report from Chamber of Commerce, as he has not been in communication with them.
- Councilor Shankle was happy to share that the Chamber Parade was a huge success. Councilor Shankle is working on a project for Celebrate Molalla. She has painted over 100+ bowling pins from the Bowling Alley, for kids to paint at the event. Some that she has painted will also be for sale. Money donated will be deposited into the Parks Fund.
- Councilor Childress announced that this would be the largest Celebrate Molalla ever and encouraged folks to attend. She offered her thanks to the Police Facility CPC members, City Staff, and Mr. Dodson for all of their hard work in preparing for construction of the new police department. Councilor Childress announced that the Molalla Hope Warming Center will now be called the Molalla Hope Extreme Weather Center. It is a place for people to escape extreme heat, cold, and wildfire smoke.
- Council President Newland asked Chief Long about National Night Out. It is being held on Tuesday, August 2, 2022 at Clark Park. There will be a large National Guard tank coming. She asked Mr. Huff about the status of Fox Park. He explained that although a project appears to be complete, it isn't quite yet. There are a few finishing touches to Fox Park before it can be safely open. Council President Newland also announced the next Parks CPC meeting.
- Councilor Robles is excited about the Fundraising opportunities and ideas that will be discussed at the next Parks CPC meeting.
- Councilor Klein announced that the Beautification & Culture Committee is narrowing down some art pieces for Strawberry Park, and will present them to Council in the near future.
- Mayor Keyser reported that today Councilors and City Staff met with ODOT regarding Hwy 211 and Hwy 213. Parties took a walk along Hwy 211, discussing paving needs. The majority of Hwy 211 will be repaved this summer. In some areas, there will be rut paving, in other areas it will be pothole filling. There will not be a complete repave for a few years.

[For the complete video account of the City Council Meeting, please go to YouTube "Molalla City Council Meetings – July 27, 2022"](#)

ADJOURN

Mayor Keyser adjourned the meeting at 8:22pm.

Scott Keyser, Mayor

Date

ATTEST:

Christie Teets, City Recorder



Minutes of the Molalla City Council Work Session

**Molalla Civic Center
315 Kennel Ave., Molalla, OR 97038
July 27, 2022**

CALL TO ORDER

The Molalla City Council Work Session of July 27, 2022 was called to order by Mayor Scott Keyser at 6:02pm.

COUNCIL ATTENDANCE

Mayor Scott Keyser, Council President Jody Newland, Councilor Leota Childress, Councilor Elizabeth Klein, Councilor Terry Shankle, Councilor Eric Vermillion.
Absent: Councilor Crystal Robles.

STAFF IN ATTENDANCE

Dan Huff, City Manager; Christie Teets, City Recorder; Mac Corthell, Community Development Director; Chris Long, Police Chief; Bobby Call, Lieutenant; Chad Jacobs, City Attorney.

DISCUSSION ITEMS

- A. Oregon Psilocybin Service Act –
 - I. Staff Report, Explanation of Measure 109, and Role of City Council.....Pg. 2
 - II. Oregon Psilocybin Services (OHA).....Pg. 5
 - III. Local Government FAQ's (OHA).....Pg. 7

The Oregon Psilocybin Service Act (Measure 109) was approved by the voters in November 2020. The Measure provides for establishment of Psilocybin manufacturing and service centers. Psilocybin is a drug derived from certain mushrooms. There is evidence that the drug may be effective in treating depression, anxiety, trauma disorders and obsessive-compulsive disorder.

The Act provides for the Oregon Health Authority to adopt rules and regulate the field which includes manufacturers, delivery, sale/purchase, and use of the drug in a “service center.” The drug is not sold for use outside a service center.

Attorney Jacobs explained the following items regarding Measure 109: psilocybin products must be grown indoors, it has to be taken or consumed onsite, the dose amount will be tested, a service center cannot be within 1000 feet of a school, and a store or manufacturer cannot be in a residential zone.

This item must be approved by the voters in a General Election. If the City wants to ban, or temporarily ban manufacturer or service centers, it must go to the voters in this years election. Paperwork is due to the County no later than August 18th.

Mr. Jacobs also shared the importance of Time, Place, and Manner restrictions that could or would be applied in January. He felt that they are important to focus on, in the event that voters do not pass the ban. The City can create boundaries with Time, Place, and Manner restrictions, that service centers or manufactures would have to follow.

Council discussed at length what they felt would be best for the City of Molalla. They will make a decision for staff at the Regular Meeting.

[For the complete video account of the City Council Meeting, please go to YouTube
“Molalla City Council Work Session – July 27, 2022”](#)

ADJOURN

SIGNED BY: _____
Scott Keyser, Mayor

Date

ATTEST: _____
Christie Teets, City Recorder

Minutes of the Molalla Public Library Board Regular Meeting
Molalla Public Library
201 E 5th St., Molalla, OR 97038

1. CALL TO ORDER OF THE MOLALLA PUBLIC LIBRARY BOARD MEETING; the video conferencing meeting of February 17, 2022 was called to order by Tina Teel at 4:03 PM.

ATTENDANCE:

Charlotte Bloebaum, Board Member – Present
Jessica Coy, Board Member – Present
Cindy Fincher, Board Member – Absent
Crystal Robles, Council Liaison – Present

Tina Teel, Chair – Present
Robert Thompson, Board Member – Present

STAFF IN ATTENDANCE:

Diana Hadley, Library Director – Present

2. No Public Comment

3. NEW BUSINESS:

a. Election of Officers

- a. Chair: Tina Teel; Motion carried (4-0), all ayes
- b. Vice Chair: Charlotte Bloebaum; Motion carried (4-0), all ayes
- c. Secretary: Rob Thompson; Motion carried (4-0), all ayes

4. OLD BUSINESS:

- a. Financial Report for Library District Advisory Committee - Diana
- b. Friends of the Library update - Tina

5. DIRECTOR'S REPORT:

- a. In person programming, Homebound material delivery
- b. Citizenship classes temporarily on hold
- c. Book boxes
- d. El día de los niños/El día de los libros program April 30
- e. Community survey
- f. Summer planning: Summer reading, Music in the Park, Bookmobile van
- g. HVAC replacement
- h. New board member recruitment

6. ADJOURNMENT: Motion by Tina Teel; 2nd by Jessica Coy. Motion carried (4-0), all ayes 4:37 PM.


Tina Teel


Date

ATTEST:


Diana Hadley
Library Director



CITY OF MOLALLA

117 N. Molalla Avenue
PO Box 248
Molalla, OR 97038

Staff Report

Agenda Category: Ordinances & Resolutions

Agenda Date: August 10, 2022

From: Dan Huff, City Manager
Approved by: Dan Huff, City Manager

SUBJECT: Oregon Psilocybin Service Act, Ordinance No. 2022-03

FISCAL IMPACT: Unknown at this time.

RECOMMENDATION/RECOMMEND MOTION:

“I move for the Second Reading and Adoption of Ordinance No. 2022-03, Declaring a Ban on Psilocybin Service Centers, and the Manufacture of Psilocybin Products.”

BACKGROUND:

A Work Session was held on July 27, 2022, discussing the Psilocybin Service Act and the options for the City. The First Reading of Ordinance No. 2022-03 was held on July 27, 2022., during the regular Council meeting.

During the Work Session, the City Attorney mentioned 2020 voting results of Measure 109 in Molalla. The results are provided below:

Yes	NO	Cast Votes	Undervote	Overvote	Turnout Percentage
1186	2002	3188	160	0	83.16%

An undervote occurs when the number of choices selected by a voter in an election is less than the maximum number allowed for that election. An undervote also occurs when no vote is cast for a single-choice election. Unlike an overvote, a ballot will not be canceled or disqualified as the result of an undervote.

An overvote occurs when a voter chooses more candidates on a ballot than is permitted. This results in a ballot that cannot be included in the final tally.



ORDINANCE NUMBER 2022-03

AN ORDINANCE OF THE CITY OF MOLALLA, OREGON. DECLARING A BAN ON PSILOCYBIN SERVICE CENTERS AND THE MANUFACTURE OF PSILOCYBIN PRODUCTS

WHEREAS, in November 2020, Oregon voters approved Ballot Measure 109, known as the Oregon Psilocybin Service Act (codified at ORS 475A), which allows for the manufacture, 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 July 21, 2022, the Oregon Health Authority has not completed the rulemaking process for implementing the state's psilocybin regulatory program, and the City of Molalla 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 product manufacturers and/or psilocybin service centers in the area subject to the jurisdiction of the city; and

WHEREAS, the Molalla City Council believes that prohibiting psilocybin product manufacturers and 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 of the operation of psilocybin facilities is in the best interest of the health, safety and welfare of the people of Molalla and

WHEREAS, the City Council seeks to refer to the voters of Molalla the question of whether to establish a ban on state-licensed psilocybin product manufacturers and psilocybin service centers within the city's jurisdictional boundaries.

Now, therefore, THE CITY OF MOLALLA ORDAINS AS FOLLOWS:

Section 1. Prohibition.

The establishment of psilocybin product manufacturers licensed under ORS 275A.290 and psilocybin service centers licensed under ORS 475A.305 is prohibited in the City of Molalla.

Section 2. Referral.

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

Section 3. Effective Date.

Due to the urgent need to send this to the voters of Molalla, this ordinance shall become effective immediately upon its adoption by the Molalla City Council.

First reading was held on the 27th day of July 2022. Vote passed 7 Ayes to 0 Nays.

Second reading and passage by Council this 10th day of August 2022. Vote passed __ Ayes to __ Nays.

Signed by the Mayor this 10th day of August 2022.

SIGNED: _____
Scott Keyser, Mayor

ATTEST:

Christie Teets, City Recorder

DRAFT



CITY OF MOLALLA

117 N. Molalla Avenue
PO Box 248
Molalla, OR 97038

Staff Report

Agenda Category: Ordinances & Resolution

Agenda Date: August 10, 2022

From: Christie Teets, City Recorder
Chad Jacobs, City Attorney
Approved by: Dan Huff, City Manager

SUBJECT: Resolution No. 2022-15: A Resolution Referring to the Voters of Molalla, A Measure Proposing the Prohibition of Psilocybin-Related Business from Operating Within the City

FISCAL IMPACT: N/A

RECOMMENDATION/RECOMMEND MOTION: Approve Resolution No. 2022-15, by title only.

BACKGROUND:

In November 2020, Oregon voters approved Measure 109, known as the Oregon Psilocybin Services Act, which directed the Oregon Health Authority (OHA) to begin accepting applications for licenses to manufacture, deliver, and administer psilocybin on January 2, 2023.

At the July 27, 2022, City Council held the First Reading of Ordinance No. 2022-03, Declaring a Ban on Psilocybin Service Centers and the Manufacturer of Psilocybin Products.

The City Manager and City Recorder shall take all steps on behalf of the City as necessary to carry out the intent and purposes of this resolution in compliance with state and local law including but not limited to publishing the ballot title as provided by state law, publishing notice of the measure as required, and filing this measure with Clackamas County Elections Division.



RESOLUTION NO. 2022-15

A RESOLUTION REFERRING TO THE VOTERS OF MOLALLA A MEASURE PROPOSING THE PROHIBITION OF PSILOCYBIN-RELATED BUSINESSES FROM OPERATING WITHIN THE CITY

WHEREAS, in November 2020, Oregon voters approved Measure 109, known as the Oregon Psilocybin Services Act, which directed the Oregon Health Authority (OHA) to begin accepting applications for licenses to manufacture, deliver, and administer psilocybin on January 2, 2023; and

WHEREAS, Measure 109 also allows local governments to prohibit psilocybin-related businesses by adopting an ordinance to be referred to the voters at a statewide general election; and

WHEREAS, the City Council discussed this issue and adopted an ordinance to be referred to the voters at City Council meetings on July 27, 2022 and August 10, 2022; and

WHEREAS, the City Council finds that it is in the best interests of the City to refer the question to the voters of banning psilocybin-related businesses within City limits.

NOW, THEREFORE, BE IT RESOLVED BY THE MOLALLA CITY COUNCIL AS FOLLOWS:

Section 1. The City Council refers to the November 8, 2022 election, a ballot measure proposing the prohibition of psilocybin-related businesses in Molalla.

Section 2. The Clackamas County Elections Office will conduct the election. The precincts for said election shall be and constitute all of the territory included within the corporate limits of the City of Molalla.

Section 3. The ballot title certified and filed by the City Council shall be as follows:

CAPTION: Prohibits psilocybin-related businesses within Molalla

QUESTION: Shall Molalla prohibit psilocybin-related businesses from operating in the City?

SUMMARY: State law allows licensed entities to manufacture, transport, deliver, and sell to the public at service centers psilocybin, which is the psychedelic drug found in certain mushrooms. State law authorizes local governments to adopt ordinances to prohibit the establishment of licensed psilocybin

product manufacturers and/or psilocybin service centers, but such ordinance must be referred to the voters for approval.

The Molalla City Council adopted an ordinance prohibiting psilocybin-related businesses from operating in the City, which was referred to the voters per state law. Approval of this measure would prohibit the establishment of psilocybin product manufacturers and psilocybin service centers within the Molalla city limits.

Section 5: The explanatory statement certified and filed by the City Council shall be for submission in the Clackamas County Voters' Pamphlet on behalf of the City shall be as follows:

Explanatory Statement:

Approval of this measure would prohibit psilocybin product manufacturers and psilocybin service centers within the City of Molalla. Psilocybin is the psychedelic drug derived from certain mushrooms.

Oregon voters legalized psilocybin through Ballot Measure 109 in 2020, which directs the Oregon Health Authority (OHA) to develop a psilocybin licensing and regulatory program for the state by January 2, 2023. As a result, OHA intends to begin accepting applications for licenses for psilocybin product manufacturers and psilocybin service centers in January 2023.

Ballot Measure 109 allows a local government to adopt an ordinance to be referred to the voters that prohibits the establishment of psilocybin-related businesses. The Molalla City Council adopted such an ordinance, which has been referred to the voters for approval per state law.

Section 6: The City Manager and City Recorder shall take all steps on behalf of the City as necessary to carry out the intent and purposes of this resolution in compliance with state and local law including but not limited to publishing the ballot title as provided by state law, publishing notice of the measure as required, and filing this measure with Clackamas County Elections Division.

Section 7: This resolution is and shall be effective from and after the day of its passage

Resolution adopted by the City Council this 10th day of August 2022.

ATTEST

Scott Keyser, Mayor, City of Molalla

Christie Teets, City Recorder

Date