



1. CALL TO ORDER

Mayor Robert Forsythe called the Wednesday, October 18, work session of the Dunes City Council to order at 3:35 pm. He suggested an amendment to the Agenda to include a discussion about his vision for work sessions. There were no objections to his suggestion.

2. ROLL CALL

Roll Call was taken by City Administrator/Recorder Jamie Mills.

Present: Mayor Robert Forsythe, Councilor Tom Mallen, Councilor Duke Wells, Council President Sheldon Meyer, and Councilor Robert Orr.

Absent and Excused: Councilor Alan Montgomery.

Also Present: Administrative Assistant Rapunzel Oberholtzer.

3. MOTION TO APPROVE THE AGENDA

Councilor Mallen made a motion to approve the amended Agenda. Councilor Wells seconded the motion. The motion passed by unanimous vote.

4. WORK SESSION DISCUSSION

Mayor Forsythe explained that work sessions give Councilors an opportunity to talk periodically as a group outside of Council meetings about major issues or topics the Council wants to focus on or the direction for the City. He went on to explain that work sessions are open to the public but the public usually does not provide input. As examples, he noted that there are certain services that the City cannot provide, but should or could with planning and/or inter-governmental agreements with other agencies and the County.

During discussion, most Councilors agreed with the idea of keeping Dunes City as an independent City and exploring options to improve services and resources.

5. WORK SESSION BUSINESS – REQUEST TO RETURN RECREATIONAL MARIJUANA LUCS

Mayor Forsythe directed the discussion to the Council's decision to request the return of the OLCC LUCS applications and asked Councilors what they would want to review if the applications were returned.

During discussion, Councilor Wells noted that it was still unclear whether or not the City could legally ask for the applications back. He went on to note that Dunes City residents would have an opportunity in November 2018 to decide whether or not marijuana-related businesses would be allowed in Dunes City and if the answer is yes, then the City would

have to revisit its Code to determine where, and under what restrictions, marijuana-related business could occur.

There was some discussion about whether or not any of the applications were approved in error and, if so, is there any possibility for correction. It was noted that City Attorneys did not think the applications were approved erroneously, but that some of Dunes City's residents disagreed with the Attorneys' opinion—if the City Attorneys are wrong then the City should right that wrong.

City Administrator/Recorder Mills explained that after she requested OLCC to return the LUCS applications, she received a call from OLCC staff asking whether the recall meant that the agency should put the applications on hold or continue processing them. She noted that the Council has the authority to determine whether to stop the application process or simply review the applications to make sure no errors were made and allow them to move forward.

Mayor Forsythe suggested that if there is an entity that believes the LUCS applications were approved in error and the City Attorneys are wrong, then the City needs to bring the Speer Hoyt attorneys (who also represent the City of Florence, the County, the SVFR, and others) into a conversation with the group that believes the applications were approved incorrectly, or with that group's attorney.

Following further discussion, Mayor Forsythe asked City Administrator/Recorder Mills to schedule an Executive Session for the Council to discuss the application recall with the City Attorney, and the possibility of the City Attorney meeting with another attorney. It was generally agreed to try to schedule the Executive Session for the morning of October 25.

City Administrator/Recorder Mills asked Councilors to clarify whether or not she should instruct OLCC to put a hold on the LUCS applications. It was generally agreed not to put a hold on the applications until Councilors meet with the City Attorney.

Mayor Forsythe reminded everyone that decisions cannot be made outside of official meetings and cannot agree to agree to take actions outside of meetings.

6. ADJOURNMENT

Councilor Orr made a motion to adjourn. Councilor Mallen seconded the motion. The motion passed by unanimous vote.

Mayor Forsythe adjourned the work session at 4:17 pm.

APPROVED BY THE DUNES CITY COUNCIL ON THE 8th DAY OF NOVEMBER 2017.

[Signed copy available at City Hall]

Robert Forsythe, Mayor

ATTEST:

[Signed copy available at City Hall]

Jamie Mills, City Administrator/Recorder