



## Deschutes County Cannabis Advisory Panel

Meeting #9: Monday, October 23, 2023, 6:00 p.m.

Deschutes Services Building, Allen Room (2nd Floor), 1300 NW Wall Street, Bend, Oregon 97703

### MEETING FORMAT

The Cannabis Advisory Panel will conduct this meeting virtually and be available for those that want to attend in person. Members of the public may listen, view, and/or participate in this meeting using Zoom. Using Zoom is free of charge.

Join Zoom Meeting

<https://us02web.zoom.us/j/81818880308?pwd=bm8rZEZPbzc3MXJtU2p4dEZuQkkzQT09>

**By phone: 253-205-0468**

**Meeting ID: 818 1888 0308**

**Passcode: 305250**

TOPIC	DESIRED OUTCOME
<b>1. Introductions</b>	Welcome attendees
<b>2. Approval of July 17, 2023 Minutes</b> <i>See Packet: Draft minutes</i>	Approve Minutes
<b>3. Presentation on Water Usage pertaining to Marijuana usage and rules</b> Presenter: Jeremy Giffin, Deschutes Basin Water Master	Information and discussion
<b>4. Discussion on adapting a copy of the Jackson County Mailer for Deschutes County</b> CAP members	Information and discussion
<b>5. CAP Chair Appointment</b> Jen Patterson Consideration of adopting amended Charter pertaining to Chair terms	Information
<b>5. Public Comments</b> Members of the public are welcome at every CAP meeting. Each person's time will be limited to allow time for everyone who wishes to speak. In addition, written comments will be accepted at any time.	Opportunity to hear from members of the public who are present.
<b>6. Next steps</b> <ul style="list-style-type: none"> <li>▪ Next meeting: tentatively scheduled for January 15, 2024 @ 6pm.</li> </ul>	Placeholders for the January 2024 agenda

TOPIC	DESIRED OUTCOME
<ul style="list-style-type: none"> <li>Potential agenda topics: Budget including presentations from Departments on funding provided and discussion on budget recommendations for FY '25.</li> </ul>	
<b>Wrap up and Adjourn</b>	

### Cannabis Advisory Panel (CAP) Board Order

On October 6, 2021, the Deschutes County Board of Commissioners appointed 8-members to the Deschutes County Cannabis Advisory Panel (CAP) by adopting Order 2021-045. The Board appointed the CAP to meet quarterly and provide at least three recommendations:

1. The use of moneys transferred to the county under ORS 475B.759;
2. Increases in public safety measures related to marijuana use and marijuana entitles in the county; and
3. Issues presented by the production, processing, wholesaling and distribution of marijuana in the unincorporated area subject to the jurisdiction of the county.



Deschutes County encourages persons with disabilities to participate in all programs and activities. This event/location is accessible to people with disabilities. If you need accommodations to make participation possible, please call (541) 388-6584 or send email to [erik.kropp@deschutes.org](mailto:erik.kropp@deschutes.org).

Condado de Deschutes alienta a las personas cualificadas con discapacidad a participar en sus programas y actividades. Esta evento/ubicación es accesible para personas con discapacidad. Si necesita hacer arreglos para hacer posible la participación, llame al (541) 388-6584 o envíe un correo electrónico a [erik.kropp@deschutes.org](mailto:erik.kropp@deschutes.org).



## Minutes

### Deschutes County Cannabis Advisory Panel

Meeting #8: Monday, July 17, 2023, 6:00 p.m.

Deschutes Services Building, Allen Room, 1300 NW Wall Street, Bend

This meeting was conducted in person and by video. It was video recorded and can be accessed at the Deschutes County Meeting Portal website [www.deschutes.org/meetings](http://www.deschutes.org/meetings).

#### I. Introductions / Call to Order

This meeting was called to order at 6:00 p.m. by Cannabis Advisory Panel Chair Liz Lotochinski. Present via Zoom: Matt Hurt; Present in person: Daniel Smith, CDD; Jen Patterson, Deschutes County Strategic Initiatives Manager; Sgt. Kent Vander Kamp, Clear Alliance; Nicole McAda, Clear Alliance; Darla Engstrom, Clear Alliance; Liz Lotochinski; Mary Fleischmann; Gary Bracelin; Hunter Neubauer; Dr. Andrew Aasen; Jeremy Giffin; Detective Dustin Miller, Deschutes County Sheriff's Office; Detective Tony Ramos, Deschutes County Sheriff's Office.

#### II. Approval of April 17, 2022 Minutes

Mary Fleischman moved to approve the minutes. Andrew Aasan seconded the motion. Minutes approved unanimously.

#### III. Presentation on Code Compliance Summary of the 2023 Annual Reporting Season

Daniel Smith, CDD, presented on the 2022 Code Compliance Report. Code enforcement has 4 staff to cover all code complaints ranging from building to solid waste to violation complaints. In 2022 there were a total of 823 complaints across 549 properties. There were 16 cannabis violations related to hemp or marijuana production across 6 properties. 10 of the 16 violations are still active cases. Cannabis violations include: solid waste, non-approved waste disposal, RV occupation, multiple dwellings, and work without permits. Sherriff's office invited CDD to come along on calls regarding illegal operations. CDD will ride along as staffing capacity allows. Det. Dustin Miller reported Sherriff's Office seeing less illegal outdoor grow operations, indoor illegal grow operations are still robust. If citizens want to report an anonymous complaint there is a questionnaire online that anyone can fill out and the Sherriff's Office will follow up.

#### IV. Presentation on Clear Alliance Program

Clear Alliance is focused on evidence based education that raises awareness and educates youth and adults in preventing substance misuse, impaired driving, and to promote mental health and wellness. Supporters include MADD, ODOT, School Districts, Health Care Workers, Case Workers, and other diverse members. Clear Alliance is not a politically driven organization rather it is focused on

providing facts in order to let parents and youth form their own conclusions. Clear Alliance is a free system for anyone to access and provides educational tools. There are currently 3 curriculums available: Counterfeit Pills; Impaired Driving; and Tobacco, Marijuana, and e-cigarette course (TMEC). The courses are targeted for middle and high school level students. The curriculum is designed to provide education to youth in bite-sized information. The parents that see the program are predominantly shocked at the data realizing it is not the same marijuana from the 80's. CAP members expressed interest in taking some of the classes, Clear Alliance shared cards with QR codes for members to explore the data and courses on their own time. Success means to save lives and save people from pain, which is hard to measure. Surveying participation before and after taking the courses serves as a temperature check on how much people are learning from the curriculum.

#### **V. Cannabis Advisory Panel Member Terms and Appointments Update**

Three positions terms are ending in October: Hunter Neubauer, Detective Dustin Miller, and Andrew Aasan. All three are interested in serving another 2-year term pending Board approval.

#### **VI. Public Comments**

No public comments

#### **VII. Next Steps**

Next meeting topics will include electing a Chair (Liz Lotochinski would serve another term if the Charter can be amended). The CAP would be interested in hearing a water usage presentation from Watermaster Jeremy Giffin. The CAP will discuss whether to adapt a copy of the Jackson County mailer for Deschutes County and present to Board as a recommendation.

An update to CAP on the recommended funds for FY '24 will be requested for the January 2024 meeting.

#### **VIII. Wrap up and Adjourn**

Meeting adjourned at 7:30 p.m. The Advisory Panel agreed that the next meeting would be held on Monday, October 23, 2023 at 6:00 p.m. in the Allen Room.

Minutes respectfully submitted by  
Jen Patterson, Strategic Initiatives Manager,  
Deschutes County Administrative Services



# JACKSON COUNTY

Sheriff

Nathan Sickler  
Sheriff

5179 Crater Lake Hwy.  
Central Point, OR 97502  
Phone: (541) 774-6800

TTY: (541) 774-6771  
[www.jacksoncounty.org](http://www.jacksoncounty.org)

Dear Jackson County resident:

This past year our valley has experienced a massive influx of cannabis cultivation locations all across our County. While some of these individuals are following the regulations and doing the right thing, many more are not. We have been working diligently to address this issue that negatively impacts the livability in Jackson County.

In 2021, we have allocated additional resources to our Illegal Marijuana Enforcement Team (IMET), formed collaborative partnerships with the Oregon Liquor and Cannabis Commission (OLCC), the Oregon Department of Agriculture (ODA), Jackson County Code Enforcement, and the Jackson County Watermaster. In addition, we continue to work with our state legislators to close the loopholes that make illegal cultivation of marijuana much easier.

Throughout our investigations we have found all manner of issues. These include a significant Cartel presence, Narco-Slavery, water misuse, environmental hazards, the import of hard drugs, and a plethora of other issues that affect everyday life in our County.

One particular issue we wanted to address with property owners in Jackson County is the many instances of land being leased for cannabis cultivation. We are finding many land leasers have been less than honest with the property owners about what they are cultivating, as well as what permitting and licensing have been obtained.

While the individuals leasing the land have been cited for multiple violations and in some cases arrested, the property owner can also be held liable for what is occurring on their land. This can include structures being built without permitting. In some cases, there could be criminal culpability depending on the circumstances. I am encouraging you to do your due diligence prior to leasing out your property, and to ensure those wishing to cultivate cannabis on your land are properly permitted and licensed.

For a list of frequently asked questions in regards to property owner liability, as well as examples of the proper permits and licenses, scan the QR code with your smartphone's camera or go to: [jacksoncountyor.org/sheriff/Outreach/Property-Liabilities](http://jacksoncountyor.org/sheriff/Outreach/Property-Liabilities)

Thank you for your time and assistance in keeping the criminal cannabis element out of our County.

Sincerely,

Nathan Sickler  
Sheriff



# CANNABIS ADVISORY PANEL

---

October 2021

Updated October 2023

## I. Background

Introduced by Representative Jason Kropf (D, Bend), sponsored by Representative Jack Zika (R, Redmond), and ultimately adopted by the Oregon Legislature on June 26, 2021, House Bill (HB) 3295 ensures that counties that participate in Oregon’s marijuana economy receive a share of marijuana revenue. For Deschutes County, to receive marijuana tax revenue, the Board of County Commissioners (Board) must appoint a Cannabis Advisory Panel (CAP).

Marijuana tax revenue has not been paid to Deschutes County by the Oregon Department of Revenue since 2019, when the Board passed Ordinance 2019-014, prohibiting the establishment of future (new) marijuana production and processing businesses in unincorporated Deschutes County (commonly referred to as an Opt Out). Ordinance No. 2019-015, adopted on October 16, 2019, further clarified that Ordinance No. 2019-014 has no impact on the County’s past marijuana production land use decisions and does not preclude those applicants from moving forward in the licensure process with the Oregon Liquor Control Commission (OLCC). On November 3, 2020, Ballot Measure 9-134 asked voters if they wanted to repeal the opt-out ordinances—a “yes” vote would once again allow new marijuana production and processing businesses in Deschutes County, and a “no” vote would continue to prohibit new marijuana production and processing businesses in Deschutes County. Ultimately, Deschutes County residents voted “no” to Measure 9-134, thereby upholding the opt-out and prohibiting future/new recreational marijuana production and processing businesses from being established in the unincorporated county.

## II. Purpose

The Board appointed the CAP on October 6, 2021 to meet quarterly and provide at least three recommendations:

1. The use of moneys transferred to the county under ORS 475B.759;
2. Increases in public safety measures related to marijuana use and marijuana entitles in the county; and
3. Issues presented by the production, processing, wholesaling and distribution of marijuana in the unincorporated area subject to the jurisdiction of the county.

## III. Structure and Membership

The CAP consists of 8 voting members appointed by the Board. Appointments and reappointments shall be made by the Board. Terms are staggered for two or three years. The Board’s role on the CAP is as an ex-officio member because the CAP provides recommendations to the county commission per HB 3295. County commission representation on the CAP will be determined annually by the Board.

A Project Management Team consisting of county staff will support the CAP in the following areas:

- Meeting facilitation and communications
- Website updates and maintenance
- Provide an overview of public meeting laws and ethics, education (i.e., applicable laws and rules), technical information and memorandums, and options for decision making
- Meeting minutes

#### IV. Meeting Agendas

The Board will establish and/or delegate the quarterly CAP meeting agendas to staff.

#### V. Record Keeping and Transparency

As an official public body, meeting minutes will be taken and posted on a designated website. They will be shared via email with all members prior to the meeting for review, and be approved as drafted or modified by the CAP at a subsequent meeting. All opinions, perspectives, and views will be captured in meeting minutes. This Charter also will be posted to the project website and remain a publically available document.

#### VI. Membership

The CAP is comprised of 8 members listed in the table below.

Name	Organization / Background	Terms
Hunter Neubauer	A person who holds a license issued under ORS 475B.070 for a premises located in the county (i.e. MJ production license)	October 18, 2021 to October 17, 2025
Matt Hurt	A person who holds a license issued under ORS 475B.105 for a premises located in the county (i.e. MJ retail license)	June 26, 2023 to October 17, 2025
Dustin Miller, Detective	A designee of the county sheriff	October 18, 2021 to October 17, 2025
Andrew Aasen	A member of the public	October 18, 2021 to October 17, 2025
Mary Fleischmann	A member of the public	October 18, 2021 to October 17, 2024
Liz Lotochinski	A member of the public	October 18, 2021 to October 17, 2024
Jeremy Giffin	A watermaster, as described in ORS 540.020, who is appointed for a water district in, partially in or near the county	June 26, 2023 to October 17, 2026

Formatted: Font: Not Italic

Formatted: Font: Not Italic

Gary Bracelin	A representative of the county who is knowledgeable about economic development in the county	October 18, 2021 to October 17, 2024
---------------	--	--------------------------------------

**VII. CAP Chair**

Starting on October 18, 2021, the CAP shall elect from among its membership a chair for 2-year terms.  
~~No panelist shall be chair for more than two consecutive years.~~

**VIII. Ground Rules and Expectations**

1. Attendance. The CAP strives for full attendance at every meeting.
2. Inclusivity and Civility. CAP members are expected to create space for diverse or contradictory opinions, and support collaboration in all meetings.

**IX. Meeting Times, Quorum, Participation, Schedule**

CAP meetings will be scheduled quarterly starting on October 18 from 6:00 to 8:00 p.m. at the Deschutes Services Center, 1300 NW Wall Street, Barnes and Sawyer rooms, Bend, OR. Meetings will be conducted in-person and electronically. Meeting agendas will be posted on the project website and provided to CAP members via email approximately one (1) week prior to each meeting.

Regular check-ins with the Board by the Project Management Team may occur monthly or more frequently if necessary. A quorum (majority) of the CAP members shall be required to make recommendations.

**SCHEDULE**

Date	Topics of Discussion
October 18, 2021	Welcome, Introductions, Electing a Chair, Public Meeting Laws and Conflict of Interest, Public Comments, Next Steps
The CAP will meet continue to meet quarterly in January, April, July, and October.	

Formatted Table