

Cannabis Regulatory Commission (former Measure Z)

Thursday, January 17th, 2013, 6:00 p.m.
Council Chambers, City Hall, One Frank H. Ogawa Plaza

Meeting Minutes

Members:

Dale Gieringer	District 1	Vacant	District 7
Charles Mintz	District 2	A. Kathryn Parker	At Large
Sierra Martinez	District 3	Leslie Bonett	Mayor
James Anthony	District 4	Vacant	City Auditor
Matt Hummel	District 5	Joe DeVries	City Administrator
Marlon Hendrix	District 6		

Available on-line at: <http://www.oaklandnet.com/measurez>

AGENDA

A. Roll Call and Determination of Quorum

Members Gieringer, Mintz, Martinez, Anthony, Vice Chair Hummel, Hendrix, Parker, Chairperson Bonett, and DeVries were present.

B. Open Forum / Public Comment

C. Review of the Pending List

The group discussed adding a tracking item to the pending list regarding current CA legislation. There was some conversation as to whether to add this item to the February Agenda as well as the pending list. Many Commissioners intend to participate in the California NORML Conference during which a lot of legislation and potential initiative will be discussed. Therefore, Member Anthony made a motion that the following item be added to the pending list for discussion at each meeting:

What can Oakland do now to support California Cannabis liberation in 2016?

Member Parker seconded the motion and it passed unanimously. Joe DeVries indicated he would place this item on the February Agenda. Member Gieringer indicated he would provide any information that he has about possible legislation to the Commission on a regular basis. Further, the group discussed the fact that the commission can make a recommendation to the City Council at anytime regarding the City's position on any piece of California legislation. Member Anthony noted that the City's lobbyist could be directed to lobby for legislation that supports the city's position.

Persons may speak on any item appearing on the agenda; however a Speaker Card must be filled out and given to a representative of the Measure Z Commission. Multiple agenda items cannot be listed on one speaker card. If a speaker signs up to speak on multiple items listed on the agenda, the Chairperson may rule that the speaker be given an appropriate allocation of time to address all issues at one time (cumulative) before the items are called. All speakers will be allotted 3 minutes or less – unless the Chairperson allots additional time.

♿ This meeting is wheelchair accessible. In compliance with the Americans with Disabilities Act, if you need special assistance to participate in the meetings of the Measure Z Commission, please contact the Office of the City Clerk (510) 238-3612. Notification two full business days prior to the meeting will enable the City of Oakland to make reasonable arrangements to ensure accessibility. In compliance with Oakland's policy for people with chemical sensitivities, please refrain from wearing strongly scented products to events.

Questions or concerns regarding this agenda, or to review any agenda-related materials, please contact the Measure Z Commission at (510) 238-3301.

D. Approval of the Draft Minutes from the Cannabis Regulatory Commission meeting of November 17th, 2012.

After minor typographical edits, the minutes were approved unanimously.

E. Reports for Discussion and Possible Action

1. A follow-up discussion regarding Committee Members terms of office, reappointment, and process regarding vacancies.

Joe DeVries reported that Members Anthony, Bonett, DeVries, Gieringer, Parker, and Martinez are all active and their appointments are good through July 31st, 2013. Members Hendrix and Mintz are appointed through 2014. Member Hummel is in holdover status and needs to be reappointed. There were questions regarding the members appointed close to the end of term but after checking with the City Clerk, they are fine. Joe DeVries will ask Council Member Gallo to attend to Member Hummel's reappointment.

2. A Discussion of Indoor Cannabis Smoking Facilities in regard to proposed changes in the Oakland Smoking Ordinance.

Member Gieringer noted nothing new to report regarding this issue. Joe DeVries stated that this item was added based on an email regarding a smoking ordinance in Santa Monica. Member Gieringer said that legislation didn't impact what is being discussed in Oakland.

3. A discussion and possible action on the discrepancy in the terms of office of the Chair and Vice Chair of the Commission in the by-laws versus the enabling legislation.

Member Parker raised the issue of a discrepancy between the by-laws and the City ordinance. The by-laws state that the Chair and Vice-Chair shall serve for two-year terms while the enabling legislation states they shall serve for one-year terms. Her recommendation is that the Commission changes its by-laws to match the City Ordinance. However, without two thirds of the Commission present, a by-law change can not take place. Joe DeVries noted that it would be easier to change the Commission by-laws than to change the City's Ordinance. Member Anthony clarified that the Commission always has done one-year terms as per the ordinance. Member Parker noted that the last election was in April. Joe DeVries will add elections to the April Agenda.

Member Parker also noted a clause in the by-laws banning any chair from serving as chair again within four years which she felt was an onerous restriction. All of the committee members agreed and it was agreed to continue this item to the next month.

4. Discussion and creation of an Annual Report Committee.

Member Parker also suggested this item after participating in the development of the Biennial Report. In order to spread the burden over the whole year, her recommendation is to create a standing committee to track key items to be included in the annual report.

Member Anthony made a motion that an Annual Report Committee be created with Member Parker as the Chair and Member Anthony and Vice Chair Hummel also as members. The motion passed unanimously.

F. Announcements

Member Gieringer announced the CA NORML Conference during the weekend of January 24th-26th. Tickets are still available. This conference is especially significant as it signifies 100 years that Cannabis has been prohibited in CA. A lot of the conversation will be centered on a statewide initiative in 2016.

G. Adjournment

The meeting adjourned at 6:40.