

Session 17-03, a Regular Meeting of the Cannabis Advisory Commission was called to order by Chair Don Stead at 5:30 p.m. on August 24, 2017 in the Cowles Council Chambers located at City Hall 491 E. Pioneer Avenue, Homer, Alaska.

PRESENT: COMMISSIONERS HARRIS, LEWIS, ROBL, STEAD, CRANE

ABSENT: COMMISSIONERS REYNOLDS (EXCUSED), COMMISSIONERS GAROUTTE & GAROUTTE

STAFF: CITY PLANNER ABOUD
DEPUTY CITY CLERK KRAUSE

APPROVAL OF AGENDA

Chair Stead requested a motion to approve the agenda.

LEWIS/ROBL – MOVED THE AMEND THE AGENDA TO INCLUDE THE FOLLOWING INFORMATIONAL MATERIALS, ITEM D, REGULATION PROJECTS, ONSITE CONSUMPTION, QUALITY CONTROL, WASTE DISPOSAL, LOCAL GOVERNMENT JURISDICTION, TIMING OF PUBLIC OBJECTIONS, NOTIFICATION OF CRIME ON PREMISES (UNATUTHORIZED ACCESS), ADVERTISEMENT, KIEF AND TESTING TRIM FOR COMMENT AND RECOMMENDATION UNDER NEW BUSINESS.

There was no discussion.

VOTE. NON-OBJECTION. UNANIMOUS CONSENT.

Motion carried.

PUBLIC COMMENT

VISITORS/PRESENTATIONS

RECONSIDERATION

ADOPTION OF CONSENT AGENDA

A. Meeting Minutes for the April 27, 2017 Regular Meeting

Chair Stead called for adoption of the Consent agenda containing the minutes from the April 27, 2017 regular meeting.

LEWIS/ROBL – SO MOVED.

There was no discussion.

VOTE. NON-OBJECTION. UNANIMOUS CONSENT.

Motion carried.

REPORTS

PUBLIC HEARINGS

PENDING BUSINESS

NEW BUSINESS

A. Welcome New Commissioners

Commissioner Grant Garoutte was not present.

B. Cannabis on the Spit – Recommendation to Council to Amend the Regulations to allow Cannabis Operations on the Spit

City Planner Abboud briefly clarified that the memorandum in the packet was referring to city owned land when saying that the city would not approve cannabis related businesses and that was advice received from the City Attorney. Private owners are allowed.

Additional discussion on the lack of support from the current City Council a recommendation to reconsider zoning for cannabis on the spit might receive and the responsibility and job of this commission ensued.

HARRIS/LEWIS - MOVED TO FORWARD A RECOMMENDATION IN SUPPORT OF CANNABIS BUSINESSES ON THE SPIT AND THAT CITY COUNCIL REVIEW HOMER CITY CODE TOWARDS THAT GOAL.

Discussion ensued on reasons for prohibiting businesses on the spit, it is not the City's responsibility to govern how, when or what the public does with the merchandise as long as it was purchased legally; it was noted that the US Coast Guard still enforces the regulations against marijuana on vessels and if there was a business in town a passenger could purchase it there and they would have no control over what happened after that it was further noted that there were private property owners on the spit that were interested but were unable to have commercial cannabis since it is not zoned.

VOTE. NON-OBJECTION. UNANIMOUS CONSENT.

Motion carried.

C. Proposed Regulations Open for Comment as provided in the Supplemental Packet

a. Notice of Proposed Changes in the regulations of the Marijuana Control Board to Marijuana Plant Count, Testing of Marijuana and Reporting of testing Equipment Failure

There was no comment or recommendation from the Commission on these proposed regulations.

b. Notice of Proposed Changes on Financial Interest in Marijuana Businesses and Restrictions on Advertising of Marijuana, Marijuana Products and Marijuana Businesses in the Regulations of the Marijuana Control Board

There was no comment or recommendation from the Commission on these proposed regulations.

c. Notice of Proposed Changes to the Regulations of the Marijuana Control Board regarding the addition of an Onsite Marijuana Consumption Endorsement to the Retail Marijuana License

ROBL/HARRIS – MOVED TO FORWARD A RECOMMENDATION TO COUNCIL OPPOSING ONSITE CONSUMPTION OF MARIJUANA BY SMOKING.

Commissioner Robl explained that he conducted extensive research speaking with industry professionals and currently there are no known filtration systems that prohibit or reduce the exposure risks of second hand smoke that would impact first responders. He further noted that in confined spaces and if smoking of a product is allowed it would create a situation that would more than likely impair officers to the degree that they would have to be relieved of duty making it necessary to bring back off duty staff creating more impacts to the budget. This is beside the fact that the impaired officer would not be allowed back on duty until he was totally cleared. He also cited the safety issues to first responders in impeding the ability to perform their jobs whether police or emergency personnel.

Further discussion ensued on the time requirement for an officer to be removed from active duty ensued, use of smokeless ashtrays, the density of the smoke and if vaping has the same effect.

HARRIS/LEWIS – MOVED TO INCLUDE IN THE MOTION THAT VAPING OF CANNABIS PRODUCTS WOULD BE ALLOWED ONSITE.

There was no discussion.

VOTE. (Amendment) NON-OBJECTION. UNANIMOUS CONSENT.

Motion carried.

Chair Stead inquired if there was any additional discussion on the motion as amended. Hearing none call for the vote.

VOTE. (Main) NON-OBJECTION. UNANIMOUS CONSENT.

Motion carried.

d. Notice of Proposed changes on Local Government Jurisdiction Notification and Public Objection Process in the regulations of the Marijuana Control Board

There was no comment or recommendation from the Commission on these proposed regulations.

e. Notice of Proposed changes on the Disposal of Marijuana Waste, Quality Control of Marijuana, and reporting Unauthorized Access to a Licensed Marijuana Facility in the regulations of the Marijuana Control Board

There was no comment or recommendation from the Commission on these proposed regulations.

INFORMATIONAL MATERIALS

A. 2017 Meeting Schedule and Packet Processing Deadlines

B. 2017 Commission Attendance at Council Meetings

C. Adopted Regulations in Final Process

D. Regulations Projects:

- Revocation of Handlers Permit and Transportation
- Onsite Consumption
- Advertising Requirements – Space Planning and Layout – Labeling and Packaging
- Quality Control
- Waste Disposal
- Plant Count for New Cultivars
- Direct or Indirect Financial Interest
- Local Government Authority
- Timing of Public Objections
- Notify AMCO of Crime on Licensed Premises
- Promotional Activities and Advertisement
- Kief and testing Trim

There was a brief discussion on what exactly “Kief” was; City Planner Abboud was unable to explain precisely and a member of the audience was able to provide clarification on the term for the commission at the behest of the commission.

- Recreation or Youth Center Definition
- Testing Equipment Failure Notification

E. Alaska Dispatch Articles Related to Cannabis

- Marijuana Tax Revenue Jumps to Over \$500,000 in June dated August 1, 2017
- Is the Marijuana Industry Actually making Money for Alaska? Dated August 11, 2017

F. Articles Submitted by Commissioner Request

- National Conference of State Legislatures Urges De-Scheduling of Marijuana, dated August 7, 2017
 - Banking and Financial Regulations of Marijuana Resolution (NCSL)
 - Georgia Lawmaker Delivers Cannabis Oil While Dodging Felony Charges, nbcnews.com, dated April 28, 2017
 - Recreational Cannabis – Minimizing the Health Risks from Legalization, New England Journal of Medicine, Perspective, dated February 23, 2017
 - Meet the Senators and Congressmen who Support Marijuana Legalization, The Washington Post, Workblog by Christopher Ingraham, dated September 29, 2016
 - Jamaican Study of Pregnant Mothers Shows that Marijuana Doesn’t Harm Newborns, by Jay Smoker, Janelle Stone, dated June 2, 2011, www.weedblog.com
- G. Resolution 2017-251(S), Anchorage, Alaska Supporting Onsite Consumption in Licensed Retail Establishments
- H. Cannabis Operations Initiated within City Limits
- I. Cannabis Operations under Review within City Limits
- J. Marijuana Shared Revenue Tracking as of July 25, 2017

COMMENTS OF THE AUDIENCE

COMMENTS OF STAFF

COMMENTS OF THE COMMISSION

Commissioners Robl, Harris, Stead and Crane had no comments.

Commissioner Lewis was not going to commented but at the urging of the Chair since this was his last meeting he commented it has been fun.

ADJOURN

There being no further business to come before the Commission, Chair Stead adjourned the meeting at 6:05 p.m. The next regular meeting is scheduled for THURSDAY, DECEMBER 14, 2017 at 5:30 p.m. in the City Hall Cowles Council Chambers located at 491 E Pioneer Avenue, Homer, Alaska.

Renee Krause, CMC, Deputy City Clerk I

Approved: _____