



Damon Alexander  
Randi Ball  
Fred Burks  
Frank J. Flores  
Margaret Hill  
Cassie Levy  
Sandra Owen-Olivas  
Larry Quiel  
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**ACTION MINUTES FOR THE  
CITIZEN'S ADVISORY COMMITTEE REGARDING  
MARIJUANA REGULATIONS**

**MONDAY, NOVEMBER 13, 2017, 5:00 P.M.**

**201 NORTH E STREET, 3RD FLOOR COUNCIL CHAMBERS**

**\*ENTRANCE ACCESSIBLE VIA THE 5<sup>TH</sup> LEVEL OF PARKING STRUCTURE\***

The City of San Bernardino recognizes its obligations to provide equal access to public services to those individuals with disabilities. Please contact Facilities Services (909-384-5244) 48 hours prior to the meeting with any requests for reasonable accommodation, to include sign interpreters.

**CALL TO ORDER**

**Mark Persico, Community Development Director** called the meeting to order at 5:05pm

**ROLL CALL**

**1. Welcome & Introductions**

**Present Committee Members:** Alexander, Ball, Burks, Flores, Hill, Levy, Olivas, Quiel & Wilson

**Excused Committee Members:** None

**Absent Committee Members:** None

**Staff Present:** Mark Persico, Community Development Director;

Steven Graham, Deputy City Attorney; Elizabeth Mora-Rodriguez, Assistant Planner; Stephanie Sanchez, Citizen's Advisory Committee Secretary.

**2. Election of Chair & Vice Chair**

**Mark Persico, Community Development Director** called for nominations for a Committee Chair

**Committee Member Wilson** nominated Damon Alexander for Chair

The motion carried by the following vote:

Ayes: Alexander, Ball, Burks, Flores, Hill, Levy, Olivas, Quiel & Wilson

Nays: None

Abstain: None

Excused: None

Absent: None

**Chair Alexander** called for nominations for a Committee Vice Chair

**Committee Member Olivas** nominated Larry Quiel for Vice Chair

**Committee Member Hill** seconded the motion

The motion carried by the following vote:

Ayes: Alexander, Ball, Burks, Flores, Hill, Levy, Olivas, Quiel, & Wilson

Nays: None

Abstain: None

Excused: None

Absent: None

## **PUBLIC COMMENTS:**

Public comments for the items on the agenda. Anyone who wishes to speak will be required to fill out a speaker card. There is a 3 minute limit per person for all comments.

Karmel Roe, 325 W. 6<sup>th</sup> St. – Spoke supporting creation of CAC

Robert Porter, 2439 Fremontia Dr. – Spoke supporting creation of CAC

Mark Estermyer, 33693 E. Highland Ave. – Spoke supporting creation of CAC

## **NEW BUSINESS:**

### **3. Brown Act Overview and Materials**

- a. <http://www.cacities.org/Resources/Open-Government>

**Steven Graham, Deputy City Attorney** gave a brief presentation on the Brown Act

### **4. Discussion of Regular Meeting Schedule**

The Committee had a discussion regarding the schedule of meetings moving forward.

**Committee Member Olivas** motioned to have meetings for the next four consecutive weeks, November 20 , 27, December 4, 11 at 5pm with a potential fifth meeting on a date to be determined.

**Committee Member Ball** seconded the motion

The motion carried by the following vote:

Ayes: Alexander, Ball, Burks, Flores, Hill, Levy, Olivas, Quiel & Wilson

Nays: None

Abstain: None

Excused: None

Absent: None

5. Introduction of Marijuana Consultant

**Mark Persico, Community Development Director** introduced Michael Eaton with HDL Services.

6. Mayor and City Council Direction via staff reports and MCC Resolution

**Mark Persico, Community Development Director** gave a brief history and referenced two staff reports that went to Council on September 20 and October 18, 2017. He explained the charge of the Committee as outlined within the reports. He also answered questions from the Committee.

**Mark Persico, Community Development Director** made a note to the Committee that Juan Figueroa was not appointed to this Committee and will therefore his name will be removed from future agendas.

**Captain Ron Mass, Police Department,** gave a brief presentation at the request of the Committee.

7. Brief Overview –

- a. City of San Bernardino Measure O
  - i. [http://sbcity.org/cityhall/community\\_development/measure\\_o/default.asp](http://sbcity.org/cityhall/community_development/measure_o/default.asp)

**Mark Persico, Community Development Director** gave a brief overview of Measure O and answered questions from the Committee.

- b. What Cities Should Know About Prop 64, the Adult Use of Marijuana Act
  - i. <http://www.westerncity.com/Western-City/February-2017/What-Cities-Should-Know-About-Proposition-64-the-Adult-Use-of-Marijuana-Act/>
- c. Adult Use of Marijuana Act

- i. <http://www.cacities.org/Policy-Advocacy/Hot-Issues/Adult-Use-of-Marijuana-Act>
- d. State of California Proposition 64
  - i. [https://www.oag.ca.gov/system/files/initiatives/pdfs/15-0103%20\(Marijuana\)\\_1.pdf](https://www.oag.ca.gov/system/files/initiatives/pdfs/15-0103%20(Marijuana)_1.pdf)
- e. Medical and Adult-Use Cannabis Regulation and Safety Act (MAUCRSA)
  - i. [https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill\\_id=201720180SB94](https://leginfo.legislature.ca.gov/faces/billNavClient.xhtml?bill_id=201720180SB94)

**Matthew Eaton, HDL Services Consultant**, gave a Power Point presentation addressing items 7(b) – 7(e). Committee members then had questions regarding policy and implementation.

**Jacqueline Shook, City Clerks Office**, administered the Oath of Office to the Committee Members.

## 8. Personal Cultivation in Residential Zones

Committee members had items they wanted addressed at the next meeting:

1. How does the six plant maximum affect the growing ability under medical use
2. What is an indoor grow (in a garage, house or additional structure)
3. Indoor cultivation & the proximity to schools
4. What is the definition of a ‘school’
5. How much dry marijuana is allowed
6. Visual aids showing indoor versus outdoor grows
7. Bringing outside consultants from the industry
8. Additional materials the Committee should be referencing or reading in regards to Marijuana
9. What are the Police and Fire Departments’ concerns

## 9. Marijuana Consumption/Smoking in Public Areas

## 10. Taxes and Fees on Marijuana

## 11. Regulation of Commercial Marijuana Activities not covered by Measure O

Items (9) – (11) will be addressed in future meetings.

## **PUBLIC COMMENTS - ITEMS NOT ON AGENDA**

**Karmel Roe, 325 W. 6<sup>th</sup> St.** – Gave some ideas on policy moving forward.

**ADJOURNMENT** – **Committee Member Wilson** made a motion to adjourn at 6:50PM which unanimously carried, to the next regular meeting scheduled for Monday, November 20, 2017 in Council Chambers, 201 North E Street, Third Floor, San Bernardino, California.