

MINUTES
City of Lansing Medical Marihuana Commission
REGULAR MEETING
January 10, 2020 – 2:00 PM
City Clerk Election Unit Training Room
2500 S Washington Ave

The meeting was called to order at 2:01 PM

BOARD MEMBERS PRESENT

Jason Peek, Chair
Anita Turner, Vice-Chair
Bettie Trice
Bryanna McGarry

A QUORUM WAS PRESENT

STAFF PRESENT:

Chris Swope, City Clerk
Brian Jackson, Chief Deputy City Clerk
Deb Biehler, Office of the City Clerk
Amanda O'Boyle, Office of the City Attorney

APPROVAL OF AGENDA as amended:

Moved – Anita Turner
Second – Bettie Trice
MOTION CARRIED

MINUTES:

Moved – Bettie Trice
Second – Anita Turner
MOTION CARRIED

PUBLIC COMMENT ON AGENDA ITEMS – None
COMMISSION APPEAL HEARING

Appeals are heard following the approved Medical Marihuana Commission Appeal Hearing Format. The Commission's standard of review of an appeal shall not be de novo. The appeal packets are provided to the Commission and the Appellant prior to the meeting and include the following:

- Timeline of events
- First denial letter with basis for denial and instructions on how to appeal
- The Hearing Officer Appeal Packet Copy with decision
- The second denial letter outlining how to appeal to the Commission
- The applicant's appeal to the Commission with supporting documentation submitted by the applicant

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ANITA TURNER MOVED TO ALLOW ARBOR FARM TO PRESENT FIRST, SINCE RJB ENTERPRISES WAS NOT PRESENT.

Second – Bettie Trice
MOTION CARRIED

ARBOR FARM I DBA HERBANA – 2001 W SAGINAW ST

**James Daley, Owner– Appearing for the Appellant
David Rudoi,
Savannah Asdell**

Bryanna McGarry moved to modify he decision of the City Clerk by adding 1 point to Category #9 TCI Supporting Material; 2 points to Category #22 Net Worth; and 1 point to Category #29 Traffic Safety because the decision as to those points is arbitrary and capricious and is not supported by material, substantial and competent facts on the whole record; and to uphold all other categories because these decisions are supported by material, substantial, and competent facts on the whole record.

MOTION SECONDED BY Anita Turner

ROLL

Jason Peek – Yes
Anita Turner - Yes
Bettie Trice – Yes
Bryanna McGarry - Yes

MOTION CARRIED

RJB Enterprises – 6420 S Cedar St

No one was present from RJB Enterprises

Bryanna McGarry moved to uphold the decision of the City Clerk because the decision was not arbitrary and capricious and is supported by material, substantial, and competent facts on the whole record.

MOTION SECONDED BY Anita Turner

ROLL

Jason Peek – Yes
Anita Turner - Yes
Bettie Trice – Yes
Bryanna McGarry - Yes

MOTION PASSED

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NEW BUSINESS & OTHER UPDATES

Chris Swope shared that we have begun receiving applications for adult use operations.

EXCUSE ABSENCES - NONE

PUBLIC COMMENT – NONE

ADJOURNMENT: 3:26 PM