

MINUTES
City of Lansing Medical Marihuana Commission
MEETING
February 15, 2019 – 2:00 p.m.
City Clerk Election Unit Training Room
2500 S Washington Ave

The meeting called to order at 2:03 p.m.

BOARD MEMBERS PRESENT:

Tracy Winston – Chair
Brockton Feltman – Vice-Chair
Anita Turner
Jason Peek

A QUORUM WAS PRESENT

STAFF PRESENT:

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

APPROVAL OF AGENDA:

Moved – Jason Peek
Second – Brockton Feltman
MOTION CARRIED

APPROVAL OF MINUTES:

Moved – Brockton Feltman
Second – Jason Peek
MOTION CARRIED

PUBLIC COMMENT ON AGENDA ITEMS – None

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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

BETTER THAN NATURE – 820 W MILLER RD

ROBERT FICANO – APPEARING FOR THE APPELLANT
BRUCE ROSENTHAL – APPEARING FOR THE APPELLANT

JASON PEEK MOVED TO UPHOLD THE DECISION OF THE CLERK BECAUSE THE DECISION IS NOT ARBITRARY AND CAPRICIOUS AND IS SUPPORTED BY MATERIAL, SUBSTANTIAL, AND COMPETENT FACTS ON THE WHOLE RECORD CONSIDERED BY THE CLERK IN ARRIVING AT SUCH DECISION OR FINDING.

MOTION SECONDED BY ANITA TURNER

ROLL

Tracy Winston – YES
Jason Peek – YES
Anita Turner - YES
Brockton Feltman – NO

MOTION CARRIED

PRIMO FARMS – 1214 S WASHINGTON AVE

JOHN HYDEN – APPEARING FOR THE APPELLANT

BROCKTON FELTMAN MOVED TO MODIFY THE DECISION OF THE CLERK BY ADDING ONE POINT TO CATEGORY #3 (JOB CREATION – INTEGRATED SYSTEM), THREE POINTS TO CATEGORY #7 (NUMBER OF JOBS AT THE PROVISIONING CENTER), AND ONE POINT TO CATEGORY #20 (PLAN TO ELIMINATE/MINIMIZE NOISE).

SECOND BY ANITA TURNER

ROLL

Tracy Winston – YES
Brockton Feltman – YES
Anita Turner - YES
Jason Peek – YES

MOTION CARRIED

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GREEN SQUARE – 4905 N GRAND RIVER AVE
MICHAEL STEIN – APPEARING FOR THE APPELLATE

ANITA TURNER MOVED MODIFY THE CLERK'S DECISION BY ADDING THREE POINTS TO CATEGORY #23 (DEMONSTRATION OF REGULATORY COMPLIANCE) AND ONE POINT TO CATEGORY #24 (LITIGATION HISTORY).

SECOND JASON PEEK

ROLL CALL Tracy Winston YES
 Brockton Feltman YES
 Anita Turner YES
 Jason Peek YES

MOTION CARRIED

EXCUSE ABSCENSES: NONE

PUBLIC COMMENT: NONE

OTHER UPDATES:

Chair is cancelling meeting for April 19th and moving it to Saturday, April 13th at 11:00 a.m.

ADJOURNMENT: 4:38 P.M.