

**CITY OF NORTHGLENN
MARIJUANA LICENSING AUTHORITY MINUTES
January 13, 2014**

CALL TO ORDER Mayor Downing called a meeting of the Northglenn Marijuana Licensing Authority to order on Monday, January 13, 2014 at 7:39 p.m. in the City Hall Council Chambers, 11701 Community Center Drive, Northglenn.

ROLL CALL Present were: Mayor Downing, Mayor Pro Tem C. Dodge, Council members Snetzinger, Mullica, W. Dodge, Brown, Carrico, Whitman, and Wieneke.

ABSENT None.

STAFF PRESENT City Manager Pick, City Attorney Hoffmann, and City Clerk Small.

**APPROVAL
OF MINUTES:**
December 16, 2013

MOTION TO PASS Council member Brown **MOVED** and it was **SECONDED** by Council member W. Dodge to approve the minutes of the December 16, 2013 meeting as presented.

MOTION PASSED There was no discussion and the motion **PASSED**.
IN FAVOR - Downing, C. Dodge, Snetzinger, Mullica, W. Dodge, Brown, Carrico, Whitman, Wieneke.
OPPOSED - None.
ABSENT - None.

PUBLIC HEARINGS:
Rocky Mountain Retail
Management, LLC
dba Rocky Mountain High

Mayor Downing opened the public hearing on the new Medical Marijuana Center License application submitted by Rocky Mountain Retail Management, LLC dba Rocky Mountain High and read a statement regarding the jurisdiction and procedures of the hearing. There were no objections to the jurisdiction or form of proceedings.

Attorney Hoffmann provided a summary of the application. Attorney Hoffmann spoke about the preliminary findings and the applicant's burden of proof to show there is a need for the medical marijuana business in the City pursuant to Section 18-14-7(h) of the Northglenn Municipal Code. Attorney Hoffmann advised the Authority on the

criteria and evidence that may be considered when making a determination on the license application.

City Clerk Small placed all individuals intending to provide testimony on the application under oath.

Mr. Michael Weisser, Rocky Mountain Retail Management, LLC, provided sworn testimony about the application for a medical marijuana center license at 11455 Washington Street. Mr. Weisser stated he currently operates eight medical marijuana centers in Colorado and one in New Jersey. Mr. Weisser stated the proposed business will create 5-8 jobs in the City and spoke about the products they have developed and intend to sell at the center. Mr. Weisser spoke about training for employees and stated he feels the business would be a good neighbor in the City.

Mr. Michael Turcon provided sworn testimony about his background creating sports nutrition products and his current work with Rocky Mountain Vitamin to develop medical marijuana products. Mr. Turcon spoke about research and medical applications for cannabis and also stated the company is a non-profit whose profits benefit five children's hospitals in the state.

Mr. Weisser stated the non-profit company is the Daria S. Weisser Foundation.

There were questions from the Authority about the need for the medical marijuana business in the neighborhood. Mr. Weisser stated the genetics of their products are different and he feels there is a need for these products. Mr. Weisser addressed questions from the Authority about residential addresses and financial information provided in the application materials. Mr. Weisser indicated it is not his intent to apply for a retail marijuana license at this time.

The Authority asked Mr. Weisser to substantiate the need for another medical marijuana business in the City of Northglenn. Mr. Weisser stated it would be difficult to demonstrate the need since they are not currently located in the neighborhood. Mr. Weisser stated their stores in Montrose, Edwards, Carbondale, and Durango have demonstrated the ability to serve the public's needs.

Mr. Weisser addressed questions regarding their medical marijuana products, the trade name of the business, the on-site manager for the proposed location, and whether he has held a marijuana license in any other jurisdiction. Mr. Weisser stated he answered the question

regarding holding a license in another jurisdiction as the company and not himself individually. Mr. Weisser provided information about their business location in Durango.

Mr. Michael Raisch, Certified Public Accountant, stated he has worked with the Weissers for nearly two years and stated they are compliant with the law in their business dealings. Mr. Raisch addressed a question about the company being a non-profit business and stated profits have been reinvested into the company to this point.

Mayor Downing called for any other person wishing to speak in support of the application to come forward. There was no response.

Mayor Downing called for anyone wishing to speak in opposition to the application to come forward.

Mr. Kyle Speidell, The Green Solution, spoke against the application. Mr. Speidell provided sworn testimony about the proposed location of the new medical marijuana center and stated he feels there is not a need for another medical marijuana business in the City. Mr. Speidell stated the proposed location is very close to their existing marijuana business and stated they are in the process of expanding The Green Solution. Mr. Speidell spoke about the improvements they are making to their location and reiterated he feels there is not a need for another marijuana business in the neighborhood.

Mr. Speidell answered questions regarding the types of products they offer, research and development of marijuana products, whether he discussed his testimony previously with any members of the Council, and plans to expand their business at the existing location.

Mr. Ian Kelly, The Green Solution, spoke against the application. Mr. Kelly provided sworn testimony about marijuana businesses claiming to provide a product that is unique and stated many of the same products and services are offered at marijuana businesses. Mr. Kelly spoke about marketing products as being proprietary and stated the current marijuana businesses in Northglenn network with each other and with vendors to provide the best products and services to patients.

Mr. Damon Dennis spoke against the application. Mr. Dennis stated he is a patient and uses medical marijuana, but does not feel there is a need for another medical marijuana center in the City.

Mayor Downing called for any other person wishing to speak in opposition to the application to come forward. There was no response.

The applicant provided rebuttal evidence. Mr. Turcon spoke about the company's efforts to provide their own products to ensure the best quality and compliance with standards.

Mr. Weisser addressed questions about the proposed business site and the floor plan submitted with the application. Mr. Weisser also answered a question regarding their intent to sell retail marijuana and stated the company did not intend to apply for a retail marijuana license for this location.

There was discussion about the need for a medical marijuana business at the proposed location and the evidence presented as to whether the number, type and availability of existing centers meets the needs of the neighborhood.

MOTION TO PASS

Council member Brown **MOVED** and it was **SECONDED** by Mayor Pro Tem C. Dodge to direct the Attorney for the Authority to prepare a draft resolution denying the Medical Marijuana Center License application filed by Rocky Mountain Retail Management, LLC dba Rocky Mountain High and for the draft resolution to be presented to the Authority for action on January 27, 2014.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Downing, C. Dodge, Mullica, Brown, Carrico, Whitman.
OPPOSED - Snetzinger, W. Dodge, Wieneke.
ABSENT - None.

Physician Preferred
Products, LLC dba
Physician Preferred Products

Mayor Downing opened the public hearing on the new Retail Marijuana License application submitted by Physician Preferred Products, LLC dba Physician Preferred Products and read a statement regarding the jurisdiction and procedures of the hearing. There were no objections to the jurisdiction or form of proceedings.

Mayor Pro Tem C. Dodge and Council member W. Dodge recused themselves from the question.

Attorney Hoffmann provided a summary of the application filed by Physician Preferred Products, LLC dba Physician Preferred Products

for a retail marijuana store license and dual retail and medical operation. Attorney Hoffmann spoke about the administrative findings regarding the application and the criteria and evidence that may be considered when making a determination on the application.

City Clerk Small placed all individuals intending to provide testimony on the application under oath.

Mr. Chris Dooley, Physician Preferred Products, LLC, provided sworn testimony and asked the Authority to approve the application for a retail marijuana license that would allow the business to operate as a dual facility. Mr. Dooley spoke about the proposed licensed premises and addressed questions about parking at the business and the name of the retail business.

Mayor Downing called for any person wishing to speak in support of the application to come forward.

Mr. Eric Speidell, The Green Solution, spoke in support of the application and stated he believes the owners of Physician Preferred Products run an outstanding business.

Mayor Downing called for any person wishing to speak in opposition to the application to come forward. There was no response.

The applicant did not provide rebuttal evidence and the public hearing was declared closed.

There was brief discussion among the Authority regarding whether there is a need for additional retail marijuana businesses in the City.

MOTION TO PASS

Council member Brown **MOVED** and it was **SECONDED** by Council member Snetzinger to direct the Attorney for the Authority to prepare a draft resolution approving the Retail Marijuana Business License application filed by Physician Preferred Products, LLC dba Physician Preferred Products and for the draft resolution to be presented to the Authority for action on January 27, 2014.

MOTION PASSED

There was no discussion and the motion **PASSED**.
IN FAVOR - Downing, Snetzinger, Mullica, Brown, Whitman.
OPPOSED - Carrico, Wieneke.
ABSTAIN - C. Dodge, W. Dodge.
ABSENT - None.

LICENSE RENEWAL:

BotanaCare, LLC dba
BotanaCare

Attorney Hoffmann provided a summary of the renewal application filed by BotanaCare, LLC dba BotanaCare for a medical marijuana business license.

MOTION TO PASS

Council member Snetzinger **MOVED** and it was **SECONDED** by Council member Brown to approve the renewal application for BotanaCare, LLC dba BotanaCare.

MOTION PASSED

There was discussion and the motion **PASSED**.
IN FAVOR - Downing, C. Dodge, Snetzinger, Mullica, W.
Dodge, Brown, Carrico, Whitman, Wieneke.
OPPOSED - None.
ABSENT - None.

ADJOURNMENT

The meeting adjourned at 8:50 p.m.

JOHANNA SMALL, CMC
City Clerk

JOYCE DOWNING
Mayor