

CITY COUNCIL STUDY SESSION AGENDA

THE HISTORY OF SAN JOSE'S MEDICAL MARIJUANA PROGRAM, AN UPDATE ON THE CITY'S IMPLEMENTATION OF THE PROGRAM AND A COMPARISON WITH THE INITIATIVE FILED BY MEDICAL MARIJUANA ADVOCATES TO REPLACE THE PROGRAM

APRIL 20, 2015

1:30 P.M. to 4:30 P.M.

COUNCIL CHAMBERS

- **Purpose**

With the changes in the Mayor and City Council, this Study Session will provide the Councilmembers with historical context regarding the City's Medical Marijuana Program, as well as important information on the current status of its implementation and the registration of Medical Marijuana Collectives operating in the City.

- **Outcome**

The Study Session is intended to be an informational session to inform the Councilmembers of the City's Medical Marijuana Program, the status of its implementation and the Initiative filed by medical marijuana advocates. It will also provide a venue for the City Council to ask questions about these topics.

CHAPPIE JONES

ASH KALRA

RAUL PERALEZ

MARJORIE MATTHEWS

MAGDALENA CARRASCO

DISTRICT 1

DISTRICT 2

DISTRICT 3

DISTRICT 4

DISTRICT 5

SAM LICCARDO MAYOR

PIERLUIGI OLIVERIO

TAM NGUYEN

ROSE HERRERA VICE MAYOR

DONALD ROCHA

JOHNNY KHAMIS

DISTRICT 6

DISTRICT 7

DISTRICT 8

DISTRICT 9

DISTRICT 10

Welcome to the San José City Council meeting!

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All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at the Office of the City Clerk at San José City Hall, 200 E. Santa Clara Street, Council Wing, 2nd Floor, San José, CA 95113 at the same time that the public records are distributed or made available to the legislative body. Any draft contracts, ordinances and resolutions posted on the Internet site or distributed in advance of the Council meeting may not be the final documents approved by the City Council. Contact the Office of the City Clerk at (408) 535-1260 or CityClerk@sanjoseca.gov for the final document.

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- Call to Order and Roll Call

CITY COUNCIL STUDY SESSION

1:30 p.m. – 4:30 p.m. City Council Chambers

[Memorandum](#)

[Memo from Councilmember Rocha](#)

1. **History of the City’s Medical Marijuana Program.**
 2. **Update on the implementation of the City’s Medical Marijuana Program, including: the registration of dispensaries operating in San José, the City’s enforcement actions against non-compliant dispensaries, and the City’s collection of the Marijuana Business Tax.**
 3. **Comparison of the City’s Medical Marijuana Program with the Initiative filed by medical marijuana advocates and going to the Ballot in June 2016.**
 4. **Public Comment.**
- **Adjourn**

CITY OF SAN JOSE CODE OF CONDUCT FOR PUBLIC MEETINGS IN THE COUNCIL CHAMBERS AND COMMITTEE ROOMS

The Code of Conduct is intended to promote open meetings that welcome debate of public policy issues being discussed by the City Council, their Committees, and City Boards and Commissions in an atmosphere of fairness, courtesy, and respect for differing points of view.

1. Public Meeting Decorum:

- a) Persons in the audience will refrain from behavior which will disrupt the public meeting. This will include making loud noises, clapping, shouting, booing, hissing or engaging in any other activity in a manner that disturbs, disrupts or impedes the orderly conduct of the meeting.
- b) Persons in the audience will refrain from creating, provoking or participating in any type of disturbance involving unwelcome physical contact.
- c) Persons in the audience will refrain from using cellular phones and/or pagers while the meeting is in session.
- d) Appropriate attire, including shoes and shirts are required in the Council Chambers and Committee Rooms at all times.
- e) Persons in the audience will not place their feet on the seats in front of them.
- f) No food, drink (other than bottled water with a cap), or chewing gum will be allowed in the Council Chambers and Committee Rooms, except as otherwise pre-approved by City staff.
- g) All persons entering the Council Chambers and Committee Rooms, including their bags, purses, briefcases and similar belongings, may be subject to search for weapons and other dangerous materials.

2. Signs, Objects or Symbolic Material:

- a) Objects and symbolic materials, such as signs or banners, will be allowed in the Council Chambers and Committee Rooms, with the following restrictions:
 - No objects will be larger than 2 feet by 3 feet.
 - No sticks, posts, poles or other such items will be attached to the signs or other symbolic materials.
 - The items cannot create a building maintenance problem or a fire or safety hazard.
- b) Persons with objects and symbolic materials such as signs must remain seated when displaying them and must not raise the items above shoulder level, obstruct the view or passage of other attendees, or otherwise disturb the business of the meeting.
- c) Objects that are deemed a threat to persons at the meeting or the facility infrastructure are not allowed. City staff is authorized to remove items and/or individuals from the Council Chambers and Committee Rooms if a threat exists or is perceived to exist. Prohibited items include, but are not limited to: firearms (including replicas and antiques), toy guns, explosive material, and ammunition; knives and other edged weapons; illegal drugs and drug paraphernalia; laser pointers, scissors, razors, scalpels, box cutting knives, and other cutting tools; letter openers, corkscrews, can openers with points, knitting needles, and hooks; hairspray, pepper spray, and aerosol containers; tools; glass containers; and large backpacks and suitcases that contain items unrelated to the meeting.

**CITY OF SAN JOSE CODE OF CONDUCT FOR PUBLIC MEETINGS IN
THE COUNCIL CHAMBERS AND COMMITTEE ROOMS (CONT'D.)**

3. Addressing the Council, Committee, Board or Commission:

- a) Persons wishing to speak on an agenda item or during open forum are requested to complete a speaker card and submit the card to the City Clerk or other administrative staff at the meeting.
- b) Meeting attendees are usually given two (2) minutes to speak on any discussion item and/or during open forum; the time limit is in the discretion of the Chair of the meeting and may be limited when appropriate. Applicants and appellants in land use matters are usually given more time to speak.
- c) Speakers should discuss topics related to City business on the agenda.
- d) Speakers' comments should be addressed to the full body. Requests to engage the Mayor, Council Members, Board Members, Commissioners or Staff in conversation will not be honored. Abusive language is inappropriate.
- e) Speakers will not bring to the podium any items other than a prepared written statement, writing materials, or objects that have been inspected by security staff.
- f) If an individual wishes to submit written information, he or she may give it to the City Clerk or other administrative staff at the meeting.
- g) Speakers and any other members of the public will not approach the dais at any time without prior consent from the Chair of the meeting.

Failure to comply with this Code of Conduct which will disturb, disrupt or impede the orderly conduct of the meeting may result in removal from the meeting and/or possible arrest.