



**Marijuana Control Board  
Meeting Minutes  
December 6, 2016  
Third Judicial District  
Snowden Training Center  
820 W 4<sup>th</sup> Avenue  
Anchorage, Alaska**

\*Meeting minutes are 45 minutes fast (actual start time is 9:16am)

**Board Members Present:**

Peter Mlynarik, Public Safety Member  
Mark Springer, Rural Member  
Brandon Emmett, Industry Member  
Loren Jones, Public Health Member  
Nick Miller, Industry Member

**Staff Members Present:**

Cynthia Franklin, Director  
Sarah Oates, Program Coordinator  
Jed Smith, Local Government Specialist

**Legal Counsel Present:**

Harriet Milks, Assistant Attorney General

**Call to Order**

[10:01:17 AM](#)

**Director's Report**

Cynthia Franklin updates the board on staffing, enforcement, the status of open regulations projects, and the Title 04 rewrite.

[10:01:44 AM](#)

**Licensing Update**

Sarah Oates updates the board on licensing issues, including informing the public that the agenda close date for the February 2-3, 2017 meeting is January 13, 2017, new forms, and the temporary reporting solution for ownership transfers.

[10:07:53 AM](#)

Harriet Milks reminds the public that the creation of Form MJ-17a is merely an administrative accommodation until IT can create the online transfer application, and that the creation of this form in no way changes the obligation of licensees under the regulations.

Cynthia Franklin clarifies that the intent is similar to the temporary approval for alcohol, which allows the new ownership to operate the license until all approvals allow for the transfer to be completed.

#### **Approval of Agenda**

[10:19:03 AM](#)

Mark Springer motions to approve the agenda.

Brandon Emmett seconds the motion.

None opposed.

#### **October 28 & November 10, 2016 Meeting Minutes**

[10:19:14 AM](#)

Mark Springer motions to approve the October 28 and November 10, 2016 meeting minutes.

Brandon Emmett seconds the motion.

None opposed.

#### **Public Testimony**

[10:19:44 AM](#)

No public testimony given.

#### **Board Governance**

[10:20:46 AM](#)

Harriet Milks requests that the board members disclose any changes to potential conflicts covered under the Ethics Act.

No changes reported.

#### **Enforcement Update**

[10:21:28 AM](#)

James Hoelscher and Joe Bankowski give an update on enforcement activity, which licenses are currently operating, and current marijuana revenue.

James Hoelscher requests board input on advertisement restrictions, specifically whether an establishment's logo on items like fliers and cards would constitute advertisement. He additionally voices concerns about radio and newspaper advertisements, and marijuana ads that are placed on material of other types of businesses.

Peter Mlynarik suggests that the board members discuss this tomorrow after they've had time to review the regulations tonight.

#### **New Proposed Regulations Projects**

[10:41:00 AM](#)

Brandon Emmett motions to amend the regulation pertaining to a change in the operating plan requiring board approval.

Peter Mlynarik seconds the motion.

Sarah Oates reminds the board that at the previous board meeting, the board delegated the authority to the Director to temporarily approve operating plan changes until final board approval, which covers Mr. Emmett's concerns about holding up an establishment's operations.

Peter Mlynarik withdraws his second.

### **Operating Plan Changes**

#### **10004 Talkeetna Herb Company**

[10:46:43 AM](#)

Mark Springer motions to approve the operating plan change for license 10004.  
Brandon Emmett seconds the motion.  
Motion carries unanimously.

#### **10112 Great Alaskan Bud Company**

[10:48:10 AM](#)

Mark Springer motions to approve the operating plan change for license 10112.  
Brandon Emmett seconds the motion.  
Motion carries unanimously.

#### **10284 Catalyst Cannabis Company**

[10:49:32 AM](#)

Nick Miller recuses himself from discussion and voting.

Jason Brandeis, legal counsel, and Will Schneider identify themselves for the record and inform the board that the changes are mostly just clarifying portions of the original operating plan submitted, as well as adding two additional grow rooms.

Mark Springer motions to approve the operating plan changes for license 10284.  
Brandon Emmett seconds the motion.  
Motion carries unanimously.

### **New Standard Marijuana Cultivation Facility Applications**

#### **10061 High Tide Farms, LLC**

[10:58:31 AM](#)

Nick Miller rejoins the meeting.

Mark Springer motions to approve license 10061 with delegation.  
Brandon Emmett seconds the motion.

Lance Wells, legal counsel, and Kyle Lutz, applicant, identify themselves for the record and answer board questions.

Motion to approve the license with delegation carries unanimously.

#### **10092 American Growers Company, LLC**

[11:05:59 AM](#)

Mark Springer motions to approve license 10092 with delegation.  
Brandon Emmett seconds the motion.

John Dupier identifies himself for the record and answers board questions.

Mark Springer suggests that the delegation include the requirement that the licensee obtain a marijuana handler permit.

Cynthia Franklin informs the board that her post-board meeting letter to the applicant includes this requirement.

Loren Jones requests that the delegation includes more detailed answers to the questions on Page 9 of 19 and Page 13 of 19 of Form MJ-01.

Motion to approve the license with delegation carries unanimously.

**BREAK**

[11:15:17 AM](#)

**10135 Musky Ox**

[11:28:12 AM](#)

Mark Springer motions to approve license 10135 with delegation.

Brandon Emmett seconds the motion.

Jana Weltzin, legal counsel, and Jonathan Mansker, applicant, identify themselves for the record and answer board questions.

Ms. Weltzin informs the board that on the last page of MJ-04, there is indication that there will be a fence, but the applicant does not intend to have one at this time. She states that if the applicant does have a fence, he will submit the proper form.

Motion to approve the license with delegation carries unanimously.

**10265 Kush Kingdom, LLC**

[11:37:08 AM](#)

Mark Springer motions to approve license 10265 with delegation.

Brandon Emmett seconds the motion.

Lance Wells, legal counsel, George Davenport, general manager, Mike Lee, translator, and Hye Jin Lee, applicant, identify themselves for the record and answer board questions.

Motion to approve the license with delegation carries unanimously.

**10514 Boreal, Inc.**

[11:42:36 AM](#)

Mark Springer motions to approve license 10514 with delegation.

Brandon Emmett seconds the motion.

Kristopher Thompson identifies himself for the record and answers board questions.

Motion to approve the license with delegation carries unanimously.

## **New Limited Marijuana Cultivation Facility Applications**

### **10024 Art's Alaskan Plantation**

**11:48:07 AM**

Mark Springer motions to approve license 10024 with delegation.  
Brandon Emmett seconds the motion.

Art Church, Jr. identifies himself for the record and answers board questions.

Loren Jones requests that the delegation include that the applicant submit the updated diagram that shows the site plan of the building and surrounding buildings.

Peter Mlynarik requests that the delegation include that the applicant provide more information for the last two questions on Page 2 of 19, Page 4, the first two questions on Page 5, the first question on Page 6, and Page 12 regarding liquid waste of MJ-01, and then on MJ-04, Page 5 regarding collecting the samples and segregating batches.

Motion to approve the license with delegation carries, 3-2 (Loren Jones and Peter Mlynarik vote No).

### **10063 Bob's Morning Bear Cultivation**

**12:04:57 PM**

Mark Springer motions to approve license 10063 with delegation.  
Brandon Emmett seconds the motion.

Brennan J. Norden, applicant, and Justin Jones, consultant from Denver Consulting Group, identify themselves for the record and answer questions.

Loren Jones clarifies for the record that the delegation will include adding the anticipated conditions that the Kenai Peninsula Borough requests for all applications if the KPB ends up requesting them for this application.

Motion to approve the license with delegation carries unanimously.

### **10305 AK Bush Buds, LLC**

**12:15:19 PM**

Mark Springer motions to approve license 10305 with delegation.  
Brandon Emmett seconds the motion.

Lance Wells, legal counsel, and Tom Suter, applicant, identify themselves for the record and answer board questions.

Peter Mlynarik requests that the applicant provide more information on Page 5 of MJ-04 regarding collection of samples.

Motion to approve the license with delegation carries unanimously.

### **10308 GreenDreams Cultivation**

**12:21:01 PM**

Mark Springer motions to approve license 10308 with delegation.  
Brandon Emmett seconds the motion.

Birchie Walter identifies himself for the record and answers board questions.

Motion to approve the license with delegation carries unanimously.

**LUNCH**

[12:25:32 PM](#)

**New Marijuana Product Manufacturing Facility Applications**

**10165 Good, LLC**

[1:45:44 PM](#)

Mark Springer motions to approve 10165 with delegation.  
Brandon Emmett seconds the motion.  
Brandon Emmett recues himself and removes his second.  
Loren Jones seconds the motion.

Greg Allison, director of sales and one of the founders, identifies himself for the record and answers board questions.

Mark Springer points out that Mr. Allison is not listed on the application at all.  
Greg Allison clarifies that he is not one of the owners; the owners are traveling.

Loren Jones voices concern about asking questions to an individual who is not one of the owners. He additionally voices concerns about the proposed product Vape Pen and its similarity to tobacco vape pens, which can be purchased by persons who are nineteen years of age.

Peter Mlynarik voices concern about the fact that there is nothing on the packaging that indicates the amount of THC in the pen, or whether or not it's reusable. He states that he is uncomfortable having someone answer the questions who isn't on any of the documents.

Loren Jones motions to defer any further decision and discussion until the February, 2017 meeting.  
Mark Springer seconds the motion.  
Motion to table the application until the February, 2017 meeting carries unanimously.

Brandon Emmett rejoins the meeting.

**10828 Glacier Extracts**

[2:05:09 PM](#)

Mark Springer motions to approve license 10828 with delegation.  
Brandon Emmett seconds the motion.

Jana Weltzin, legal counsel, and Cade Inscho, applicant, identify themselves for the record and answer board questions.

Brandon Emmett motions to approve all products listed for license 10828.  
Mark Springer seconds the motion.

Loren Jones voices concern about the CO2 Oil (Capsules) looking too much like medication and requests that approval of the products be with the delegation that the capsules be identifiable as a marijuana product.

Cade Inscho states that he can add a rice paper wrapping to the outside of the capsule that says "THC".

Both motions carry unanimously.

**10886 Good Titrations**[2:19:21 PM](#)

Brandon Emmett recuses himself from discussion as a board member and from voting.

Mark Springer motions to approve license 10886 with delegation.

Nick Miller seconds the motion.

Jana Weltzin, legal counsel, and Brandon Emmett, applicant, identify themselves for the record and answer board questions.

Mark Springer motions to approve all products for license 10886.

Nick Miller seconds the motion.

Both motions carry unanimously.

**10903 MoMo's Bakery**[2:37:25 PM](#)

Brandon Emmett rejoins the meeting as a board member.

Mark Springer motions to approve license 10903 with delegation.

Brandon Emmett seconds the motion.

Maureen Eberhardt, Pete Eberhardt, and Josh Fink identify themselves for the record and answer board questions.

Mark Springer motions to approve all proposed products for license 10903.

Brandon Emmett seconds the motion.

Loren Jones and Peter Mlynarik voice concerns about lemon and caramel candies looking like regular candies.

Peter Mlynarik requests that the approval of the products would be with the delegation that the candies are wrapped in opaque packaging.

Both motions carry unanimously.

**New Retail Marijuana Store Applications****10138 Northern Lights Indoor Gardens, LLC**[2:52:00 PM](#)

Applicant is not present to answer board questions.

Mark Springer motions to table discussion of the application until the next meeting.

Brandon Emmett seconds the motion.

Motion carries unanimously.

Loren Jones requests that staff look over MJ-01 again before the next meeting, as many of the answers mention cultivation, which is what most of his questions are about.

**10236 AlaskaSense, LLC**

[2:54:37 PM](#)

Mark Springer motions to approve license 10236 with delegation.  
Brandon Emmett seconds the motion.

Evan Neal, director of operations, Thomas Gorman, operations manager, Smadar Warden, applicant, Jessica Smith, assistant for Lance Wells, and Lance Wells, legal counsel, identify themselves for the record and answer board questions.

Loren Jones requests that the delegation include that the applicant amend MJ-01 to reflect that the retail marijuana store will not be transporting the marijuana from the cultivation facility.

Motion to approve the license with delegation carries unanimously.

**10267 AM Delight**

[3:04:44 PM](#)

Mark Springer motions to approve license 10267 with delegation.  
Brandon Emmett seconds the motion.

Angela Robinson, applicant, identifies herself for the record and answers board questions. She states that she will strike the last sentence of the first question on Page 3 of 19 of MJ-01 that says that records of individuals will be kept.

Motion to approve the license with delegation carries unanimously.

**BREAK**

[3:16:39 PM](#)

**10831 High Bush Buds**

[3:27:56 PM](#)

Mark Springer motions to approve license 10831 with delegation.  
Brandon Emmett seconds the motion.

Sarah Oates informs the board that this is an establishment within the Kenai Peninsula Borough, and that the borough has not yet provided a response, but there will likely be the same three conditions requested. Mark Springer amends his motion to have the delegation include approval of the anticipated borough conditions.

Jana Weltzin, legal counsel, and Patricia Patterson, applicant, identify themselves for the record and answer board questions.

Peter Mlynarik requests that the delegation include that the answer to the last question on Page 11 of 19 of MJ-01 mention a marijuana handler permit.

Motion to approve the license with delegation carries unanimously.

**10837 Hillside Natural Wellness**

[3:36:57 PM](#)

Mark Springer motions to approve license 10837 with delegation.  
Brandon Emmett seconds the motion.



Jana Weltzin, legal counsel, and Cade Inscho and Dr. (Matthew) Peterson, applicants, identify themselves for the record and answer board questions.

Motion to approve the license with delegation carries unanimously.

**10864 AK Fuzzy Budz**

[3:52:02 PM](#)

Mark Springer motions to approve license 10864 with delegation.  
Brandon Emmett seconds the motion.

Rich Beasley, representative for the applicant, and James Millhouse, applicant, identify themselves for the record and answer board questions. They state that their store will be operating by appointment only.

Motion to approve the license with delegation carries unanimously.

**10873 The Stoney Moose**

[4:02:05 PM](#)

Mark Springer motions to approve license 10873 with delegation.  
Brandon Emmett seconds the motion.

Mark Woodward, applicant, identifies himself for the record and answers board questions.

Loren Jones asks the staff's question about waste disposal.

Mark Woodward elaborates his processes.

The board members agree that his explanation would be considered an acceptable method of waste disposal.

Mark Springer and Peter Mlynarik remind the applicant that they are not licensing any consumption areas at this time.

Motion to approve the license with delegation carries unanimously.

**10883 Rainforest Cannabis**

[4:15:38 PM](#)

Mark Springer motions to approve license 10883 with delegation.  
Brandon Emmett seconds the motion.

Mark Springer motions to table the application until the next meeting.

Brandon Emmett seconds the motion.

Motion to table until the February, 2017 meeting carries unanimously.

**10890 True North Cannabis**

[4:17:42 PM](#)

Mark Springer motions to approve license 10890 with delegation.  
Brandon Emmett seconds the motion.

Jana Weltzin, legal counsel, and Michael Ward, applicant, identify themselves for the record and answer board questions.

Jana Weltzin clarifies for the record that there is not a lobby, just an arctic entry, and that there will not be a public rear entrance as indicated in MJ-03 on Page 2 of 6.

Peter Mlynarik requests that the applicant adds that all visitors will have visitor badges in MJ-01 on Page 2 of 19, second question.

Motion to approve the license with delegation carries unanimously.

**10975 Satori**

[4:23:38 PM](#)

Mark Springer motions to approve license 10975 with delegation.  
Brandon Emmett seconds the motion.

Jana Weltzin, legal counsel, and Andrew Baker, applicant, identify themselves for the record and answer board questions.

Peter Mlynarik requests that the applicant adds that all visitors will have visitor badges in MJ-01 on Page 2 of 19, second question.

Motion to approve the license with delegation carries unanimously.

**Adjourn**

[4:27:37 PM](#)

Mark Springer motions to adjourn.  
Brandon Emmett seconds the motion.  
None opposed.

Minutes reviewed and approved by:



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Cynthia A. Franklin  
Director



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Sarah D. Oates  
Program Coordinator



**Marijuana Control Board  
Meeting Minutes  
December 7, 2016  
Third Judicial District  
Snowden Training Center  
820 W 4<sup>th</sup> Avenue  
Anchorage, Alaska**

\*Meeting minutes are 45 minutes fast (actual start time is 9:25am)

**Board Members Present:**

Peter Mlynarik, Public Safety Member  
Mark Springer, Rural Member  
Brandon Emmett, Industry Member  
Loren Jones, Public Health Member  
Nick Miller, Industry Member

**Staff Members Present:**

Cynthia Franklin, Director  
Sarah Oates, Program Coordinator  
Jed Smith, Local Government Specialist

**Legal Counsel Present:**

Harriet Milks, Assistant Attorney General

**Call to Order**

[10:11:02 AM](#)

Cynthia Franklin reminds the board that staff does look at answers provided in operating plans, [10:11:21 AM](#) and that it is ultimately the board's job to determine if an answer is adequate or not. She additionally states that often times, requests for better answers are made in incomplete letters sent by staff prior to bringing an application to the board.

**Agenda**

[10:17:25 AM](#)

Mark Springer motions to suspend the rules to consider the application for Good, LLC.  
Brandon Emmett seconds the motion.  
None opposed.

**10165 Good, LLC**[10:18:09 AM](#)

Brandon Emmett recuses himself from discussion and voting of the application.

Christian Hood, applicant, identifies herself for the record and answers board questions.

Cynthia Franklin reminds listeners that applicants are required to appear at board meetings that they are scheduled for, and that they should not depend on a second consecutive day of board meetings anymore.

Peter Mlynarik requests that the delegation include the requirement that the applicant indicate in the application that the label will show the percent of THC for Vape Pen with Oil.

Mark Springer motions to approve license 10165 with delegation and all proposed products.

Nick Miller seconds the motion.

Loren Jones motions to amend the motion to pull the Vape Pen with Oil to review separately.

Mark Springer seconds the motion.

None opposed.

Loren Jones voices concerns about the fact that this product is for the entire pen and not just a cartridge, which is very similar to a tobacco vape pen that can be purchased by nineteen-year-olds.

Loren Jones motions to not approve the product Vape Pen with Oil.

Mark Springer seconds the motion.

Motion fails, 2-2 (Mark Springer and Nick Miller vote No, product is approved).

Motion to approve the license with delegation and all products carries, 3-1 (Peter Mlynarik votes No).

Brandon Emmett rejoins the meeting.

**10883 Rainforest Cannabis**[10:43:52 AM](#)

Jason Kolanko identifies himself for the record, states that he had an emergency yesterday, and requests that the board review his application today.

Loren Jones motions to bring Tab 26 back up.

Mark Springer seconds the motion.

None opposed.

Mark Springer motions to approve license 10883 with delegation.

Brandon Emmett seconds the motion.

Loren Jones clarifies for the record that if the board approves this application, they are not approving anything relating to on-site consumption.

Motion to approve the license with delegation carries unanimously.

**Enforcement Update**[10:49:01 AM](#)

The board discusses enforcement issues related to advertising.

Brandon Emmett states that he does not see any prohibitions in the current regulations regarding an establishment having its logo in print media.

Harriet Milks reminds the board that they are still operating under the guidance of the federal government through the Cole Memo, and that in this case, it probably wouldn't be a good idea for licensees to push the envelope.

The board members discuss whether or not a logo is considered an advertisement.

James Hoelscher voices concerns about the lack of a definition of advertisement leading to logos and advertising everywhere.

Harriet Milks states that it could be argued that 3 AAC 306.360(b) and (e) would apply to all marijuana establishments and not just to retail marijuana stores.

Harriet Milks recommends defining "logo" and "advertisement" in regulation.

Peter Mlynarik motions to open a regulation project regarding advertisement and definition of terms like "advertisement" and "logo".

Loren Jones seconds the motion.

Motion carries, 3-2 (Nick Miller and Brandon Emmett vote No).

#### **10138 Northern Lights Indoor Gardens, LLC**

[11:28:44 AM](#)

Mark Springer motions to suspend the rules to consider the application for Northern Lights Indoor Gardens.

Brandon Emmett seconds the motion.

None opposed.

Mark Springer motions to approve license 10138 with delegation.

Brandon Emmett seconds the motion.

No vote.

Michael Daly, applicant, identifies himself for the record and answers board questions.

Loren Jones voices concerns about the fact that most of the application reads like one from a cultivation facility.

Mark Springer motions to table the application until the February, 2017 meeting to allow the applicant to amend the operating plan so that it clearly show that this is for a retail marijuana store and not a cultivation facility.

Brandon Emmett seconds the motion.

Motion carries, 4-1 (Loren Jones votes No).

#### **BREAK**

[11:47:01 AM](#)

#### **Marijuana Mailbox**

[11:53:31 AM](#)

The board points out a couple of the emails received.

No action taken.

**Next Marijuana Control Board Meetings**

[11:55:49 AM](#)

Cynthia Franklin passes out a sheet with proposed board meeting dates for 2017 and 2018.

Next meeting: February 2-3, 2017 in Juneau.

**Board Comments**

[11:57:09 AM](#)

Mark Springer gives recognition to staff.

Nick Miller states that applicants need to pay attention to what they are doing and answer questions regarding the business that they're applying for. He states that reports from staff about struggles with licensees will have an effect on his future voting of applications.

Brandon Emmett voices similar comments to Nick Miller's and thanks the board members for good work.

Loren Jones asks a question about WebEx being used at future meetings.

Peter Mlynarik voices appreciation to the staff.

**Adjourn**

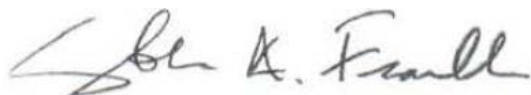
[12:04:25 PM](#)

Mark Springer motions to adjourn.

Brandon Emmett seconds the motion.

None opposed.

Minutes reviewed and approved by:



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Cynthia A. Franklin  
Director



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Sarah D. Oates  
Program Coordinator