



GRASS VALLEY

City Council Regular Meeting, Capital Improvements Authority and Redevelopment "Successor Agency"

Tuesday, June 28, 2022 at 7:00 PM

Council Chambers, Grass Valley City Hall | 125 East Main Street, Grass Valley, California

Telephone: (530) 274-4310 - Fax: (530) 274-4399

E-Mail: info@cityofgrassvalley.com

Web Site: www.cityofgrassvalley.com

MINUTES

CALL TO ORDER

Meeting called to order at 7:02 pm.

PLEDGE OF ALLEGIANCE

Mayor Aguilar led the pledge of allegiance.

ROLL CALL

PRESENT

Council Member Bob Branstrom

Council Member Tom Ivy

Vice Mayor Jan Arbuckle

Mayor Ben Aguilar

ABSENT

Council Member Hilary Hodge

AGENDA APPROVAL -

Motion made to approve the agenda by Vice Mayor Arbuckle, Seconded by Council Member Branstrom.

Voting Yea: Council Member Branstrom, Council Member Ivy, Vice Mayor Arbuckle, Mayor Aguilar

REPORT OUT OF CLOSED SESSION

No closed session.

INTRODUCTIONS AND PRESENTATIONS

PUBLIC COMMENT

Public Comment in person: Greg Lush, Ralph Silberstein

Voicemail: Sandra Spargo

CONSENT ITEMS -

Salary Schedules for Unit 1, 6, & 8, and clarifications of the executive staff were given to the Council

Motion made to approve consent as submitted by Council Member Branstrom, Seconded by Vice Mayor Arbuckle.

Voting Yea: Council Member Branstrom, Council Member Ivy, Vice Mayor Arbuckle, Mayor Aguilar

1. Approval of the Regular Meeting Minutes of June 14th, 2022.

Recommendation: Council approve minutes as submitted.

2. Assembly Bill 361 Resolution

Recommendation: Adopt resolution R2022-59 authorizing remote teleconference meetings of the City Council and other legislative bodies of the City pursuant to government code section 54953(e)

3. Local Emergency Proclamation (COVID-19)

Recommendation: Continuance of Novel Coronavirus (COVID-19) proclamation declaring a Local State of Emergency

4. Local Emergency Proclamation (Drought Conditions)

Recommendation: Drought Conditions proclamation declaring a Local State of Emergency

5. Local Emergency Proclamation (Winter Storm of December 27th, 2021)

Recommendation: Winter Storm of December 27th, 2021 proclamation declaring a Local State of Emergency

6. Conflict of Interest Code Update

Recommendation: That Council approve the City Manager signing of the City of Grass Valley Biennial Notice and adopt the 2022 Conflict of Interest Code and corresponding Resolution 2022-54 approving changes to the code.

7. Nevada County Solid Waste Parcel Tax

Recommendation: That Council approve Resolution 2022-51 give consent to Nevada County to maintain the Solid Waste on the fiscal year 2022-2023 tax roll.

8. Grass Valley Management & Supervisory Professional & Confidential Employees - Unit 1 - Side Letter to July 1, 2019 - June 30, 2023 Approved Memorandum of Understanding

Recommendation: Adopt Resolution No. 2022-55 approving a Side Letter to the Labor Memorandum of Understanding for a three-year period beginning July 1, 2019 through June 30, 2022 between the City of Grass Valley and the Grass Valley Management / Supervisory Professional & Confidential Employees Group (Unit 1).

9. Nevada County Professional Firefighters, IAFF Local 3800 Memorandum of Understanding - July 1, 2021 - June 30, 2023

Recommendation: Adopt Resolution No. 2022 - 56 approving the Labor Memorandum of Understanding for a one-year period beginning July 1, 2022 through June 30, 2023 between the City of Grass Valley and the Nevada County Professional Firefighters, IAFF Local 3800 (Unit 8).

10. Grass Valley Police Officer's Association - July 1, 2021 - June 30, 2023

Recommendation: Adopt Resolution No. 2022 - 57 approving the Labor Memorandum of Understanding for a one-year period beginning July 1, 2022 through June 30, 2023 between the City of Grass Valley and City of Grass Valley and the Grass Valley Police Officer's Association (Unit 6).

11. Approval of Cost of Living Adjustment (COLA) and Executive Contract Appendix

Recommendation: That Council 1) approve the a 5% Cost of Living Adjustment for all Executive Contract Employees and reduction of personal Leave time accrual; 2) review the proposed Amendment to the Employment Agreements (including Appendix A) with Department Directors, Administrative Services Director, Community Development Director, Public Works Director of Operations, City Clerk, Deputy Administrative Services Director, Deputy City Clerk/Management Services Analyst, Police Chief, Deputy Police Chief and Fire Chief; 3) authorize the City Manager to execute the agreements subject to legal review; 4) authorize the attached Amendment to the City Manager's Contract for the COLA and Personal Leave reduction and authorize the Mayor to execute the agreement, subject to legal review; and 5) authorize the Finance Director or the City Manager's designee to make any necessary budget adjustments and/or amendments to complete this action.

12. Confirming the purchase of properties at 11150 and 1207 Idaho Maryland Road for \$275,000

Recommendation: That Council 1) approve the purchase agreement with Daniel McCarthy for the properties at 11150 Idaho Maryland Road (APN 035-412-024) and 1207 Idaho Maryland Road (APN 009-680-023), subject to legal review; 2) approve the purchase amount of \$275,000, 3) authorize the City Manager to sign all real estate documents required to complete the purchase with Daniel McCarthy, subject to legal review; and 4) approve the Finance Director to make the necessary budget adjustments and transfers to complete these actions.

13. City of Grass Valley 2022 Strategic Plan Update

Recommendation: That Council approve the 2022 Strategic Plan update.

14. Local Transportation Fund (LTF) Claim for Transit and Paratransit Operations

Recommendation: That Council adopt a resolution requesting that Nevada County Transportation Commission (NCTC) allocate \$514,877 of the City's FY 2022/23 estimated apportionment of LTF in support of transit and paratransit services.

15. CCTM1, LLC Lease Agreement - Approve First Amendment

Recommendation: That Council authorize the City Engineer to execute the First Amendment to the Ground Lease Agreement with CCTM1, LLC, subject to legal review.

16. Second Reading of Clean Up Ordinance 816

Recommendation: That Council hold a second reading by Title only and adopt Ordinance 816

17. Appointment of Planning Commissioners

Recommendation: That Council approve the appointment of Ari Brouliett as Planning Commissioner for Councilmember Hodge

18. Consideration of the lease of property at 142 East main Street

Recommendation: That Council 1) approve the draft lease agreement with WCS Properties for the property at 142 East Main Street, subject to legal review; 2) authorize the City Manager to execute the lease agreement with WCS Properties; 4) authorize the City Manager to sign all real estate documents required to complete the lease; and 5) approve the Finance Director to make the necessary budget adjustments and transfers to complete these actions.

19. Certification of promotional list for Battalion Chief, Captain, and Engineer

Recommendation: That Council 1) certify the newly developed promotional eligibility list for Captain, and Engineer effective June 29, 2022

ITEMS REMOVED FROM CONSENT CALENDAR FOR DISCUSSION OR SEPARATE ACTION AND / OR ANY ADDED AGENDA ITEMS

REORGANIZATION RELATED ITEMS

PUBLIC HEARING

20. Collection of delinquent sewer and/or water accounts on the Nevada County tax roll

Recommendation: After holding a public hearing, adopt Resolution 2022- 58 requesting that the County of Nevada levy and collect delinquent water and sewer service charges on the tax roll.

Tim Kiser, City Manager, gave presentation to the council. This item requires a 4/5ths vote.

Motion made to hold a public hearing, adopt Resolution 2022- 58 requesting that the County of Nevada levy and collect delinquent water and sewer service charges on the tax roll by Vice Mayor Arbuckle, Seconded by Council Member Branstrom.

Voting Yea: Council Member Branstrom, Council Member Ivy, Vice Mayor Arbuckle, Mayor Aguilar

21. Cannabis Selection Appeals of Sierra Flower Co. LLC and NUG, Inc., d.b.a. NUG Grass Valley regarding storefront retail commercial cannabis permit selection.

Recommendation: That Council approve the Hearing Officer's final findings and recommendations and adopt the proposed resolution.

David Ruderman, City Legal, stepped down for his spot due to his representation of staff in this process. Tom Last, Community Development Director, gave presentation to council.

Council member Branstrom asked for clarification on whether their action was to make a decision on scoring and appeal process or to be able to modify the original ordinance.

Sierra flowers spoke on behalf of their appeal.

NUG submitted a letter on behalf of their appeal. (attached)

Provision spoke on behalf of the scoring and appeal process.

Public comments attached.

Council member Branstrom did not find that there were any irregularities in the scoring process. Vice Mayor Arbuckle believes that Judge Dover made a fair assessment of the processes.

Motion made to approve the Hearing Officer's final findings and recommendations and adopt the proposed resolution by Vice Mayor Arbuckle, Seconded by Council Member Branstrom.

Voting Yea: Council Member Branstrom, Vice Mayor Arbuckle, Mayor Aguilar

Voting Abstaining: Council Member Ivy

ADMINISTRATIVE

22. CDBG Memorial Park Facilities Improvement Project - Program Amendment

Recommendation: That Council authorize a Community Development Block Grant (CDBG) program budget amendment to allocate additional Program Income (PI) towards the CDBG Memorial Park Facilities Improvement Project construction contract.

Bjorn Jones, City Engineer, gave presentation to the council.

Motion made to authorize a Community Development Block Grant (CDBG) program budget amendment to allocate additional Program Income (PI) towards the CDBG Memorial Park Facilities Improvement Project construction contract by Vice Mayor Arbuckle and Seconded by Mayor Aguilar

Voting Yea: Council Member Branstrom, Council Member Ivy, Vice Mayor Arbuckle, Mayor Aguilar

BRIEF REPORTS BY COUNCIL MEMBERS

Councilmember Ivy was able to have tour of sierra harvest garden. Councilmember Branstrom Attended the Nevada County Community institute graduation, second annual Juneteenth picnic, GREAT camp Graduation, and the Truckee forest fire exhibit. Vice Mayor Arbuckle attended the RCRC dinner, Wildfire Preparedness meeting, Master Plan on Aging Workshop for Nevada county, GREAT camp Graduation. There will be a July 6 membership meeting for California League of Cities and wanted to give thank you to the people who give positive feedback to the council. Mayor Aguilar attended the RCRC dinner, Mayors Manager's meeting. Thank you to Nevada city for letting the City utilize their masticator to us to help make 4th of July firework area fire safe. On the 4th of July the parade will be held in Nevada City and at 9:30 pm the firework show will be put on by City of Grass Valley over the Dorsey over pass. He would like to give a huge Thank you to all the sponsors who made the fireworks possible this year.

ADJOURN

Meeting adjourned at 8:12 pm.



Ben Aguilar, Mayor



Taylor Day, Deputy City Clerk



June 28, 2022

VIA EMAIL

Ms. Taylor Day, *Deputy City Clerk*
taylord@cityofgrassvalley.com

Re: Item 21; Cannabis Selection Appeal of NUG Inc., dba NUG Grass Valley

Honorable Mayor Aguilar And The Grass Valley City Council:

I am writing you today about Item 21 at tonight's City Council meeting in the City of Grass Valley.

For the past ten years, I have proudly worked with NUG Inc., a premiere cannabis company in Northern California. NUG Inc. is a celebrated leader in the cannabis industry and currently owns and operates five (5) award-winning cannabis retail dispensaries in Sacramento, Redding, Oakland, El Cerrito, and San Leandro. Our company website is www.nug.com.

On August 12, 2021, my team and I submitted a very concise and complete Commercial Cannabis Business Application to the City of Grass Valley. Unlike other cities throughout California, the City of Grass Valley limited our dispensary application to only one hundred (100) pages. In our application, we included a "snap-shot" of our current businesses based on industry "best practices."

Out of a field of seven (7) total retail applicants, when the final "Score Sheets" were released, my team and I could not comprehend, nor could we accept, the City's final "Score Sheets" and its rankings. As industry leaders, NUG Inc. is very familiar with the work and business models of the co-applicants. In fact, all of the dispensary applicants have experience operating multiple retail cannabis dispensaries in California, with the exception of one applicant: Provisions.

In our Appeal and in our arguments before Judge Dover, my team (with the help of legal counsel), after spending hundreds of hours reviewing the applications and score-sheets of the other retail applicants, arrived at an obvious and compelling and dramatic conclusion:

The City of Grass Valley and its decision by the Selection Committee to award a retail cannabis permit to Provisions was based on favoritism, nepotism, and bias. Further, a review of the final Score-Sheets for NUG Inc. and its dispensary application will reveal human error, gross oversight, and unacceptable mistakes.

Please consider the following facts in favor of NUG Inc. and our Commercial Cannabis Business Application to the City of Grass Valley:

- According to the City's Commercial Cannabis Application Review Criteria, the Selection Committee was asked to evaluate a total twenty-six (26) criteria sections.



Re: NUG Inc. Cannabis Appeal

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- In twenty-two (22) out of twenty-six (26) criteria sections on the City's Commercial Cannabis Application Review Criteria, NUG Inc. scored a "perfect score" (or full points) from at least one Selection Committee Member.
- In the four (4) criteria sections that NUG Inc. did not receive a perfect score – in Ownership Team, Employee Training, Customer Education, and Community Benefits – a basic revisit and review of our team's Commercial Cannabis Application will show clear and present evidence in full of these four (4) criteria sections.
- Our team maintains that the City's Selection Committee did not receive the proper professional training, if any, to formally and effectively "judge" or "score" the Commercial Cannabis Application Review Criteria. In short, the final "Score-Sheets" should be deemed invalid or NUG's Commercial Cannabis Business Application should be rescored.

*(*I have attached a copy of NUG's Review Criteria or "Score-Sheet" herein for your review.)*

*(*Please See Attachment)*

Beyond the obvious and compelling legal and technical arguments raised by our attorney during the Appeal Hearing, the following "biases" still need to be recognized and addressed:

1. Initially, the City of Grass Valley appointed Nevada City Planner, Amy Wolfson, to the Commercial Cannabis Application Selection Committee. Ms. Wolfson, in her work in Nevada City, managed all of the permitting requirements and today works very closely with Elevation 2477, the only permitted retail dispensary in Nevada City. The owners of Elevation 2477 and Provisions are nearly identical and closely related. Although Ms. Wolfson resigned from the Selection Committee due to a "conflict of interest," Grass Valley's Selection Committee was tainted from the start.

2. A large portion of the Provisions Commercial Cannabis Application features their team's proposed retail location at 403 Idaho Maryland Road in Grass Valley. At the time, this property housed Ag Natural. NUG Inc. did not include any proposed "Retail Property Information" in our Commercial Cannabis Application simply because it was not required. According to the City's Commercial Cannabis Screening Application Information Packet, it clearly states: "Applicants do not need to have secured a physical location to submit a screening application." NUG Inc. maintains that Provisions earned extra points and received preferential treatment for highlighting their retail property in their application.



Re: NUG Inc. Cannabis Appeal
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3. If the City of Grass Valley cares about the "retail experience" of its medical marijuana patients and its cannabis consumers in its community, the City of Grass Valley will go beyond just allowing Elevation 2477 of Nevada City to create a duplicate retail dispensary under the label Provisions of Grass Valley. Patients and customers in Grass Valley deserve to have diversity and a quality choice in the selection of their cannabis products. NUG Inc. can provide this "quality choice." NUG Inc. maintains that Provisions was picked as the "dispensary winner" because they were the local group and the Selection Committee unjustly favored their application.

Under section 5(c) of the City's Commercial Cannabis Appeal Procedures, the Grass Valley City Council may adopt or modify the hearing officer's recommendation or remand it to the hearing officer for further consideration. To determine whether to adopt, modify, or remand the hearing officer's recommendation, the City Council has discretion to either: (1) make a final decision based on the administrative record before the hearing officer and the hearing officer's written recommendation without further input from the appellants, City staff, and Grass Valley Provisions; or (2) order an oral hearing on the hearing officer's recommendation. (Comm. Cannabis Appeal Proc., § 5(b).)

Considering all the influential factors surrounding the key arguments of NUG's Appeal, my team and I humbly request that the Grass Valley City Council modify the hearing officer's final findings and remand the decision for further consideration. NUG Inc. requests that the Grass Valley City Council (1) "rescore" our Commercial Cannabis Application or (2) issue a second retail cannabis permit to NUG Inc.

Due to a scheduling conflict, I will be unable to attend tonight's City Council meeting. My apologies for this unforeseen conflict. With that said, I do ask that my letter be received into the record and shared amongst the City Council.

I can be reached directly for any questions or comments at (916) 717-2664.

Thank you for your leadership in the City of Grass Valley.

Signed

M. Max Del Real
NUG Inc., Director of Government Relations
max.delreal@nug.com



CITY OF GRASS VALLEY

COMMERCIAL CANNABIS APPLICATION REVIEW CRITERIA (EXHIBIT A)

Proposals will be ranked by benchmarking some responses based on the following criteria: "Exceedingly Detailed," "Lacking Detail & Missing Some Information," and "Much Less Detailed" or "Missing Substantial Information." Missing Substantial Information means the Review Committee cannot adequately assess the information to make an informed conclusion.

***NUG Final Scores with Application Corrections.**

***Note: The three-scores recognize the 3x Judges' Scores; please note the multiple inconsistencies in scoring.**

SCREENING APPLICATION POINT SCORING TABLE						
SECTION 1: QUALIFICATIONS OF OWNERS/ OPERATORS						
<i>Special business or professional qualifications and experience, or licenses of the owners and/or operators that would add to the quality of service.</i>	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer Processor*	Testing Laboratory	Nursery	Distribution
Experience - Business Owner’s experience in owning, managing, and operating the type of cannabis business for which the license is being sought. (Business Owner means the State definition of owner in the State Business and Professions Code 26001 AND all persons, companies, or entities that will be directing, controlling, and/or managing the day-to-day operations of the business.) Only experience from legal activities will be considered. If multiple owners, the City will use the average experience of all owners.	2+ Yrs. = 20 Pts 1-2 Yrs. = 10 Pts 0 Yrs. = 0 Pts	20 20 20				
			*NUG Score with correction: 20			
Cannabis Industry Knowledge - Knowledge of the cannabis industry (as demonstrated throughout this screening application), including identification of how industry best practices and state regulations have been incorporated in existing/prior legal business outside the City of Grass Valley.	Exceedingly detailed = 10 Lacking detail & missing some information = 5 Much less detailed = 0	10 10 10				
			*NUG Score with correction: 10			
Ownership Team - Involvement of the business owners in on site day-to-day operation, by percentage (%), of the business. Percentage is based on expected hours of direct involvement in operations measured against proposed hours of operation (e.g. if owner works 5 hrs./day when business is open 10 hrs./day = 50% involvement).	>75% = 20 26-75% = 10 <25% = 5	5 10 5				
			*NUG Score with correction: 20			
SECTION 2: BUSINESS PLAN						
<i>Sub-Section 2A: OPERATIONS</i>						
<i>Standard operating procedures; finances; employee training.</i>	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer Processor	Testing Laboratory	Nursery	Distribution
Standard Operating Procedures (SOP) - Overall quality and detail of the proposed operating procedures for ALL aspects of the proposed business, including the extent to which the applicant incorporated industry best practices into the operating procedures. The Applicant should show specific examples of where the practices they included have worked before.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15 10 10				
			*NUG Score with correction: 15			
Financial Plan - Financial plan and/or budget to start-up and operate the business (e.g. business pro forma, cash flow, accounting procedures, etc.). Proposal should provide clear and complete details about the financial position, plan & operating procedures of business.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15 10 10				
			*NUG Score with correction: 15			
Funding/Proof of Capitalization - Demonstration of access to adequate operational capital and/or on-going line of credit once business is operational.	Provided? Yes = 10 No = 0	0-10-10				
			*NUG Score with correction: 10			

* The City only allows up to 10 Manufacturer – Processor businesses, therefore, applicants must earn a minimum score of 176 to be considered a suitable cannabis Manufacturer – Processor business.

Y / L / N: "Y" = Yes (10 Points) "L" = Lacking some level of detail or information (5 Points) "N" = No (0 Points)						
Records Software - Standard operating procedures include electronic tracking and storage of required records of sales, delivery manifests, and inventory.	Y / L / N	5-10-10	*NUG Score with correction: 10			
Track-and-Trace - Standard operating procedures include detailed California Cannabis Track-and-Trace (CCTT) procedures as outlined by the State.	Y / L / N	5-10-5	*NUG Score with correction: 10			
State Testing Requirements - Standard operating procedures include plans and procedures for ensuring all cannabis products on the premises or held by the applicant have met the testing requirements as defined by the State.	Y / L / N	5-10-10	*NUG Score with correction: 10			
Employee Training - Quality of proposed employee training, for example, training on differences in products, potency of products, customer service, and/or laws governing "adult use" vs medical use.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	5-10-10	*NUG Score with correction: 15			
Customer Education - Quality and detail of plan for educating customers regarding cannabis products, including the potency and effects of products, as well as variety.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	5-10-10	*NUG Score with correction: 15			
Marketing - Detail of the key aspects of the marketing strategy that would be generated and incorporated into the marketing plan. The proposed marketing strategy must describe compliance with local regulations related to advertising (e.g. signage, etc.)	Provided? Y = 5 N = 0	5-5-5	*NUG Score with correction: 5			
Sub-Section 2B: COMMUNITY BENEFITS <i>Benefits the business will provide to the community and its ability to serve Grass Valley.</i>	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer Processor	Testing Laboratory	Nursery	Distribution
The business will further the City Council's goals to support and promote the quality of life, enhance the local community and charm, and help sustain the local economy through a community engagement plan that demonstrates an understanding of the community, its values and unique aspects, and how the business will integrate into the community. The plan must address:	Awarded on level of detail compared to other proposals.	15-15-10				
1. How the business plans to create well-paying, high quality jobs with benefits via a share in ownership, management, or other employment opportunities. 2. How the business plans to assist organizations in our community that provide help to those persons most harmed by cannabis criminalization and poverty? (e.g. mobile crisis team, crystal ridge rehab) 3. How the business plans to work with local non-profits and other community groups. Non-profits or groups located in Grass Valley or serving Grass Valley are preferred. 4. How the business plans to educate the youth in the community about the dangers of substance abuse. Such planned outreach may include local schools and youth groups (e.g. high schools, NEO, etc.)	Completely addresses the questions and provides detailed answer for each component of question = 20 Answers each component of the question, but with less detail or missing some information = 15 Least complete or failing to answer on or more components of the question = 10 Does not address = 0					
Sub-Section 2C: PRODUCT OFFERINGS <i>Quality and variety of cannabis strains and derivative product offerings.</i>	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer Processor	Testing Laboratory	Nursery	Distribution
Product Procurement - Detail of procurement plan, such as due diligence performed prior to executing purchase contracts and quality control of incoming products.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15-10-10	*NUG Score with correction: 15			

SECTION 3: NEIGHBORHOOD COMPATIBILITY & ENHANCEMENT

How the business will fit into the community and the extent to which proposed operation will enhance the neighborhood.	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer	Testing Laboratory	Nursery	Distribution
			Processor			
Exterior Design Concept - Quality and detail of a contextual exterior design which reflects the best of the City's architectural traditions, the use of quality materials and the level of investment that can be expected for the architecture, landscaping, signage, lighting, entry experience, parking, etc. The quality will be judged, in part, by fit within the city (integration into existing urban fabric and architectural landscape).	Exceedingly detailed design that incorporates the City's design guidelines and architecture = 10 Design incorporates some elements of Grass Valley design and architecture = 5 Minimal to no changes to building design = 0	0-10-10				
				*NUG Score with correction: 10		
Integration of Security Measures - Quality and detail of applicant's plan to integrate security enhancements into the physical design/concept, so as not to be overly noticeable by customers or the public. Applicant should provide details about physical and technological security components as well as crime prevention efforts through environmental and site planning.	Exceedingly detailed plan that demonstrates subtle and effective security measures = 10 Minimal detail = 5 No security enhancements proposed as part of the design = 0	10-5-10				
				*NUG Score with correction: 10		
Air Quality/Odor Control - Describe the proposed ventilation and air purification system, including its demonstrated effectiveness and any geographical nuisance mitigation (should include examples of where a similar system has worked effectively).	Exceedingly detailed = 10 Lacking detail & missing some information = 5 Missing substantial information = 0	10-5-10				
				*NUG Score with correction: 10		

SECTION 4: SECURITY PLAN

Safety and Security Program (*Security plans will not be made public)	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer	Testing Laboratory	Nursery	Distribution
			Processor			
Security Experience - Experience of individual/firm designing the security plan. Individual/ firm should be identified, and experience described. If delivery services are proposed with a retail application, include information on the quality of delivery driver security, safety procedures, and vehicle security, including driver education related to potential hazards and response thereto.	Very experienced = 15 Minimal experience or missing information = 10 No experience or missing substantial information = 0	15-10-10				
Background Checks – The City requires the use of background checks in the employee hiring process. Provide detail about level of checks and use of the information obtained.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15-15-15				
Employee Safety Education - Quality of employee safety education plan, including training regarding product handling, burglary protocols, robbery protocols, and other potential hazards of the cannabis business.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15-15-15				
Employee Theft Reduction Measures - Quality and extensiveness of employee theft reduction measures, including audits and check in/out.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15-15-10				
Cash Management Plan - Quality and detail of cash management plan, including cash counting/ reconciliation procedures, cash storage, cash transport, deposit into a banking institution (if any), and employee training.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15-15-10				
Product Access Protocols - Business plan details product access protocols. Product access protocols must include, but are not limited to, a separate check-in area where identification is checked to ensure that only qualified employees gain access to where cannabis products are stored.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15-15-10				
Product Deliveries - Quality of plan for securing product deliveries to the business (i.e. from delivery vehicles to building).	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15-15-10				
Security Guards - Quality of the anticipated security guard plan for the business, including number of guards, hours, protocols, and day-to-day procedures/operations.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15-15-15				
Video Camera Surveillance - Security plan includes video camera surveillance. Additionally, overall quality of the applicant's plan to use cameras, including number of cameras, locations, resolution, and how long footage is saved and how access is granted by investigative/regulatory agencies	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15-15-10				



CITY OF GRASS VALLEY

COMMERCIAL CANNABIS APPLICATION REVIEW CRITERIA (EXHIBIT A)

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SECTION 1: QUALIFICATIONS OF OWNERS/ OPERATORS						
Special business or professional qualifications and experience, or licenses of the owners and/or operators that would add to the quality of service.	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer Processor*	Testing Laboratory	Nursery	Distribution
<u>Experience</u> - Business Owner's experience in owning, managing, and operating the type of cannabis business for which the license is being sought. (Business Owner means the State definition of owner in the State Business and Professions Code 26001 AND all persons, companies, or entities that will be directing, controlling, and/or managing the day-to-day operations of the business.) Only experience from legal activities will be considered. If multiple owners, the City will use the average experience of all owners.	2+ Yrs. = 20 Pts 1-2 Yrs. = 10 Pts 0 Yrs. = 0 Pts	20				
<u>Cannabis Industry Knowledge</u> - Knowledge of the cannabis industry (as demonstrated throughout this screening application), including identification of how industry best practices and state regulations have been incorporated in existing/prior legal business outside the City of Grass Valley.	Exceedingly detailed = 10 Lacking detail & missing some information = 5 Much less detailed = 0	10				
<u>Ownership Team</u> - Involvement of the business owners in on site day-to-day operation, by percentage (%), of the business. Percentage is based on expected hours of direct involvement in operations measured against proposed hours of operation (e.g. if owner works 5 hrs./day when business is open 10 hrs./day = 50% involvement).	>75% = 20 26-75% = 10 <25% = 5	10 5				
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<u>Financial Plan</u> - Financial plan and/or budget to start-up and operate the business (e.g. business pro forma, cash flow, accounting procedures, etc.). Proposal should provide clear and complete details about the financial position, plan & operating procedures of business.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15				
<u>Funding/Proof of Capitalization</u> - Demonstration of access to adequate operational capital and/or on-going line of credit once business is operational.	Provided? Yes = 10 No = 0	0				

* The City only allows up to 10 Manufacturer – Processor businesses, therefore, applicants must earn a minimum score of 176 to be considered a suitable cannabis Manufacturer – Processor business.

SECTION 3: NEIGHBORHOOD COMPATIBILITY & ENHANCEMENT

<i>How the business will fit into the community and the extent to which proposed operation will enhance the neighborhood.</i>	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer	Testing Laboratory	Nursery	Distribution
			Processor			
<u>Exterior Design Concept</u> - Quality and detail of a contextual exterior design which reflects the best of the City's architectural traditions, the use of quality materials and the level of investment that can be expected for the architecture, landscaping, signage, lighting, entry experience, parking, etc. The quality will be judged, in part, by fit within the city (integration into existing urban fabric and architectural landscape).	Exceedingly detailed design that incorporates the City's design guidelines and architecture = 10 Design incorporates some elements of Grass Valley design and architecture = 5 Minimal to no changes to building design = 0	10				
<u>Integration of Security Measures</u> - Quality and detail of applicant's plan to integrate security enhancements into the physical design/concept, so as not to be overly noticeable by customers or the public. Applicant should provide details about physical and technological security components as well as crime prevention efforts through environmental and site planning.	Exceedingly detailed plan that demonstrates subtle and effective security measures = 10 Minimal detail = 5 No security enhancements proposed as part of the design = 0	10				
<u>Air Quality/Odor Control</u> - Describe the proposed ventilation and air purification system, including its demonstrated effectiveness and any geographical nuisance mitigation (should include examples of where a similar system has worked effectively).	Exceedingly detailed = 10 Lacking detail & missing some information = 5 Missing substantial information = 0	10				

SECTION 4: SECURITY PLAN						
Safety and Security Program <i>(*Security plans will not be made public)</i>	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer Processor	Testing Laboratory	Nursery	Distribution
<u>Security Experience</u> - Experience of individual/firm designing the security plan. Individual/ firm should be identified, and experience described. If delivery services are proposed with a retail application, include information on the quality of delivery driver security, safety procedures, and vehicle security, including driver education related to potential hazards and response thereto.	Very experienced = 15 Minimal experience or missing information = 10 No experience or missing substantial information = 0	15				
<u>Background Checks</u> - The City requires the use of background checks in the employee hiring process. Provide detail about level of checks and use of the information obtained.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15				
<u>Employee Safety Education</u> - Quality of employee safety education plan, including training regarding product handling, burglary protocols, robbery protocols, and other potential hazards of the cannabis business.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15				
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<u>Cash Management Plan</u> - Quality and detail of cash management plan, including cash counting/ reconciliation procedures, cash storage, cash transport, deposit into a banking institution (if any), and employee training.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15				
<u>Product Access Protocols</u> - Business plan details product access protocols. Product access protocols must include, but are not limited to, a separate check-in area where identification is checked to ensure that only qualified employees gain access to where cannabis products are stored.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15				
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<u>Security Guards</u> - Quality of the anticipated security guard plan for the business, including number of guards, hours, protocols, and day-to-day procedures/operations.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15				
<u>Video Camera Surveillance</u> - Security plan includes video camera surveillance. Additionally, overall quality of the applicant's plan to use cameras, including number of cameras, locations, resolution, and how long footage is saved and how access is granted by investigative/regulatory agencies	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	15				

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CITY OF GRASS VALLEY

COMMERCIAL CANNABIS APPLICATION REVIEW CRITERIA (EXHIBIT A)

Proposals will be ranked by benchmarking some responses based on the following criteria: "Exceedingly Detailed," "Lacking Detail & Missing Some Information," and "Much Less Detailed" or "Missing Substantial Information." Missing Substantial Information means the Review Committee cannot adequately assess the information to make an informed conclusion.

SCREENING APPLICATION POINT SCORING TABLE						
SECTION 1: QUALIFICATIONS OF OWNERS/ OPERATORS						
Special business or professional qualifications and experience, or licenses of the owners and/or operators that would add to the quality of service.	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer Processor*	Testing Laboratory	Nursery	Distribution
<u>Experience</u> - Business Owner's experience in owning, managing, and operating the type of cannabis business for which the license is being sought. (Business Owner means the State definition of owner in the State Business and Professions Code 26001 AND all persons, companies, or entities that will be directing, controlling, and/or managing the day-to-day operations of the business.) Only experience from legal activities will be considered. If multiple owners, the City will use the average experience of all owners.	2+ Yrs. = 20 Pts 1-2 Yrs. = 10 Pts 0 Yrs. = 0 Pts	20				
<u>Cannabis Industry Knowledge</u> - Knowledge of the cannabis industry (as demonstrated throughout this screening application), including identification of how industry best practices and state regulations have been incorporated in existing/prior legal business outside the City of Grass Valley.	Exceedingly detailed = 10 Lacking detail & missing some information = 5 Much less detailed = 0	5				
<u>Ownership Team</u> - Involvement of the business owners in on site day-to-day operation, by percentage (%), of the business. Percentage is based on expected hours of direct involvement in operations measured against proposed hours of operation (e.g. if owner works 5 hrs./day when business is open 10 hrs./day = 50% involvement).	>75% = 20 26-75% = 10 <25% = 5	10				
SECTION 2: BUSINESS PLAN						
Sub-Section 2A: OPERATIONS						
Standard operating procedures; finances; employee training.	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer Processor	Testing Laboratory	Nursery	Distribution
<u>Standard Operating Procedures (SOP)</u> - Overall quality and detail of the proposed operating procedures for ALL aspects of the proposed business, including the extent to which the applicant incorporated industry best practices into the operating procedures. The Applicant should show specific examples of where the practices they included have worked before.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	10				
<u>Financial Plan</u> - Financial plan and/or budget to start-up and operate the business (e.g. business pro forma, cash flow, accounting procedures, etc.). Proposal should provide clear and complete details about the financial position, plan & operating procedures of business.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	10				
<u>Funding/Proof of Capitalization</u> - Demonstration of access to adequate operational capital and/or on-going line of credit once business is operational. <i>LOAN FROM GRANDPARENT</i>	Provided? Yes = 10 No = 0	10				

* The City only allows up to 10 Manufacturer – Processor businesses, therefore, applicants must earn a minimum score of 176 to be considered a suitable cannabis Manufacturer – Processor business.

SECTION 4: SECURITY PLAN

Safety and Security Program (*Security plans will not be made public)	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer Processor	Testing Laboratory	Nursery	Distribution
<u>Security Experience</u> - Experience of individual/firm designing the security plan. Individual/ firm should be identified, and experience described. If delivery services are proposed with a retail application, include information on the quality of delivery driver security, safety procedures, and vehicle security, including driver education related to potential hazards and response thereto.	Very experienced = 15 Minimal experience or missing information = 10 No experience or missing substantial information = 0	10				
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SECTION 3: NEIGHBORHOOD COMPATIBILITY & ENHANCEMENT							
How the business will fit into the community and the extent to which proposed operation will enhance the neighborhood.	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer		Testing Laboratory	Nursery	Distribution
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Air Quality/Odor Control - Describe the proposed ventilation and air purification system, including its demonstrated effectiveness and any geographical nuisance mitigation (should include examples of where a similar system has worked effectively).	Exceedingly detailed = 10 Lacking detail & missing some information = 5 Missing substantial information = 0	5					



CITY OF GRASS VALLEY

COMMERCIAL CANNABIS APPLICATION REVIEW CRITERIA (EXHIBIT A)

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NUG

JONATHAN COLLIER

SCREENING APPLICATION POINT SCORING TABLE						
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Special business or professional qualifications and experience, or licenses of the owners and/or operators that would add to the quality of service.	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer Processor*	Testing Laboratory	Nursery	Distribution
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SECTION 2: BUSINESS PLAN						
Sub-Section 2A: OPERATIONS						
Standard operating procedures; finances; employee training.	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer Processor	Testing Laboratory	Nursery	Distribution
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<u>Financial Plan</u> - Financial plan and/or budget to start-up and operate the business (e.g. business pro forma, cash flow, accounting procedures, etc.). Proposal should provide clear and complete details about the financial position, plan & operating procedures of business.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	10				
<u>Funding/Proof of Capitalization</u> - Demonstration of access to adequate operational capital and/or on-going line of credit once business is operational.	Provided? Yes = 10 No = 0	10				

* The City only allows up to 10 Manufacturer – Processor businesses, therefore, applicants must earn a minimum score of 176 to be considered a suitable cannabis Manufacturer – Processor business.

Y / L / N: "Y" = Yes (10 Points) "L" = Lacking some level of detail or information (5 Points) "N" = No (0 Points)						
Records Software - Standard operating procedures include electronic tracking and storage of required records of sales, delivery manifests, and inventory.	Y / L / N	10				
Track-and-Trace - Standard operating procedures include detailed California Cannabis Track-and-Trace (CCTT) procedures as outlined by the State.	Y / L / N	5				
State Testing Requirements - Standard operating procedures include plans and procedures for ensuring all cannabis products on the premises or held by the applicant have met the testing requirements as defined by the State.	Y / L / N	10				
Employee Training - Quality of proposed employee training, for example, training on differences in products, potency of products, customer service, and/or laws governing "adult use" vs medical use.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	10				
Customer Education - Quality and detail of plan for educating customers regarding cannabis products, including the potency and effects of products, as well as variety.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	10				
Marketing - Detail of the key aspects of the marketing strategy that would be generated and incorporated into the marketing plan. The proposed marketing strategy must describe compliance with local regulations related to advertising (e.g. signage, etc.)	Provided? Y = 5 N = 0	5				
Sub-Section 2B: COMMUNITY BENEFITS <i>Benefits the business will provide to the community and its ability to serve Grass Valley.</i>	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer Processor	Testing Laboratory	Nursery	Distribution
The business will further the City Council's goals to support and promote the quality of life, enhance the local community and charm, and help sustain the local economy through a community engagement plan that demonstrates an understanding of the community, its values and unique aspects, and how the business will integrate into the community. The plan must address:	Awarded on level of detail compared to other proposals. Completely addresses the questions and provides detailed answer for each component of question = 20 Answers each component of the question, but with less detail or missing some information = 15 Least complete or failing to answer on or more components of the question = 10 Does not address = 0	10				
1. How the business plans to create well-paying, high quality jobs with benefits via a share in ownership, management, or other employment opportunities. 2. How the business plans to assist organizations in our community that provide help to those persons most harmed by cannabis criminalization and poverty? (e.g. mobile crisis team, crystal ridge rehab) 3. How the business plans to work with local non-profits and other community groups. Non-profits or groups located in Grass Valley or serving Grass Valley are preferred. 4. How the business plans to educate the youth in the community about the dangers of substance abuse. Such planned outreach may include local schools and youth groups (e.g. high schools, NEO, etc.)						
Sub-Section 2C: PRODUCT OFFERINGS <i>Quality and variety of cannabis strains and derivative product offerings.</i>	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer Processor	Testing Laboratory	Nursery	Distribution
Product Procurement - Detail of procurement plan, such as due diligence performed prior to executing purchase contracts and quality control of incoming products.	Exceedingly detailed = 15 Lacking detail & missing some information = 10 Missing substantial information = 0	10				

SECTION 3: NEIGHBORHOOD COMPATIBILITY & ENHANCEMENT

How the business will fit into the community and the extent to which proposed operation will enhance the neighborhood.	SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer	Testing Laboratory	Nursery	Distribution
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SECTION 4: SECURITY PLAN

Safety and Security Program (*Security plans will not be made public)

SCORING CRITERIA	Retail or Delivery Only Dispensary	Manufacturer Processor	Testing Laboratory	Nursery	Distribution
<u>Security Experience</u> - Experience of individual/firm designing the security plan. Individual/ firm should be identified, and experience described. If delivery services are proposed with a retail application, include information on the quality of delivery driver security, safety procedures, and vehicle security, including driver education related to potential hazards and response thereto.	10				
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<u>Video Camera Surveillance</u> - Security plan includes video camera surveillance. Additionally, overall quality of the applicant's plan to use cameras, including number of cameras, locations, resolution, and how long footage is saved and how access is granted by investigative/regulatory agencies	16				

Taylor Day

From: Carter Depue <
Sent: Tuesday, June 28, 2022 4:28 PM
To: Public Comments
Subject: Cannabis

[You don't often get email from champagnejane1@icloud.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

To whom it may concern,

I believe that Nevada county could really use a woman owned, women ran, in support of womens charities business like the Nevada county flower co, now more than ever!

Plus isn't it a monopoly if some of the same partners are involved in the current dispensary in Nevada city? These are hard working local women business owners who grew up in our community and have nothing but it's best interest in mind!

Thank you for your consideration
Rebecca VanMeter

Sent from my iPhone

Dear Honorable Mayor and Council:

My name is Aleta Aplington and I am a resident of Nevada City. Thank you for hearing the agenda item regarding Sierra Flower Co. LLC's appeal of the City's decision on its application for a cannabis retail permit. Please accept this comment in support of allowing two cannabis retail dispensaries in the City of Grass Valley. Specifically, I request the City Council to direct staff to read a broader interpretation of existing Ordinance section 5.60.070(D)(1) and issue a permit to Sierra Flower Co., the second-place applicant.

The City's daytime population is 20,234, more than 5,000 people beyond the threshold the City designated to permit a second cannabis retail dispensary. The City can and should allow two cannabis retail businesses to ensure that consumers have reliable access to cannabis since the daytime population of the City is more than double the threshold established for dispensaries per population.

A second dispensary aligns with the City's Strategic Goal of Economic Development and Vitality by bringing an additional highly taxed business to the City. Since some surrounding cities have not authorized cannabis retail, consumers will travel to Grass Valley to purchase cannabis here if they cannot purchase it in their own cities, further increasing the number of potential customers to be served by Grass Valley retail cannabis dispensaries. Allowing only a single business to operate creates a monopoly. Adding a second retail dispensary license will provide consumers with a choice about where to purchase cannabis, and will support the existing ecosystem of farmers, manufacturers and distributors in Grass Valley and Nevada County, who need licensed retailers to sell their products.

Allowing Sierra Flower Co. to open a second retail cannabis business, as considered in Ordinance section 5.60.070, will ensure that consumers have a choice about where to purchase cannabis, create a fair market, and support licensed cannabis farmers in Nevada County. Sierra Flower Co. was the second-place applicant and should receive the second cannabis permit. They are a devoted, local business that deserves the support of our community, and the City Council's votes.

Thank you for your time and consideration.

Sincerely,

Aleta Aplington

Dear Honorable Mayor and Council:

My name is Aleta Aplington and I am a resident of Nevada City. Thank you for hearing the agenda item regarding Sierra Flower Co. LLC's appeal of the City's decision on its application for a cannabis retail permit. Please accept this comment in support of allowing two cannabis retail dispensaries in the City of Grass Valley. Specifically, I request the City Council to direct staff to read a broader interpretation of existing Ordinance section 5.60.070(D)(1) and issue a permit to Sierra Flower Co., the second-place applicant.

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Thank you for your time and consideration.

Sincerely,

Aleta Aplington

Dear Honorable Mayor and Council:

My name is Chris Ribble and I am a resident of Penn Valley. Thank you for hearing the agenda item regarding Sierra Flower Co. LLC's appeal of the City's decision on its application for a cannabis retail permit. Please accept this comment in support of allowing two cannabis retail dispensaries in the City of Grass Valley. Specifically, I request the City Council to direct staff to read a broader interpretation of existing Ordinance section 5.60.070(D)(1) and issue a permit to Sierra Flower Co., the second-place applicant.

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Thank you for your time and consideration.

Sincerely,

Chris Ribble

Dear Honorable Mayor and Council:

My name is Sherri Ribble and I am a resident of Penn Valley. Thank you for hearing the agenda item regarding Sierra Flower Co. LLC's appeal of the City's decision on its application for a cannabis retail permit. Please accept this comment in support of allowing two cannabis retail dispensaries in the City of Grass Valley. Specifically, I request the City Council to direct staff to read a broader interpretation of existing Ordinance section 5.60.070(D)(1) and issue a permit to Sierra Flower Co., the second-place applicant.

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Thank you for your time and consideration.

Sincerely,

Sherri Ribble

Taylor Day

From: Elizabeth Zapata <
Sent: Tuesday, June 28, 2022 3:54 PM
To: Public Comments
Subject: Dispensary/Sierra Flower Company

You don't often get email from ezlizzapata@gmail.com. [Learn why this is important](#)

My name is Elizabeth Zapata, and I am writing today as a concerned resident of Nevada County.

It is my understanding that the recent application for a second retail cannabis dispensary submitted by Sierra Flower Company has been denied and is currently engaged in the appeals process.

The population of Nevada County is changing. While our area has traditionally been a retirement destination, recently we have welcomed many young families as more and more people discover the magic of the rural, small-town life that can be lived here.

This influx of families makes any population estimates difficult, and renders any previous estimates inaccurate.

According to the estimate used by the City Council in denying the Sierra Flower Co. application, Grass Valley falls short by about 1000 citizens. I submit that with the changing demographics, and fluctuating citizenry, the current population is quickly reaching the benchmark, if it has not surpassed it already. Population estimates should also include the number of tourists visiting Nevada County daily.

Tourism is a major industry in Nevada County. According to The Union newspaper, Nevada County received over \$361 million in total visitor spending in 2018. If the number of daily tourists is factored in, we are well over the population estimates for a second dispensary.

A second dispensary provides competition, which is good for consumers. A second dispensary increases service, which is good for both tourists and residents. A second dispensary is good for tax revenue. A second dispensary is good for Grass Valley.

Thank you.

Taylor Day

From: Juan Garcia
Sent: Tuesday, June 28, 2022 2:42 PM
To: Public Comments
Subject: Grass Valley Retail License

You don't often get email from juan@ajalainc.com. [Learn why this is important](#)

Good Afternoon,

I would like to thank the City of Grass Valley for their consideration and diligence in the selection process for the first Grass Valley retail license. I look forward to being part of an organization that will be an outstanding community business providing safe products and excellent services to all of its patrons.

Thank you,
Juan R. Garcia, Advisor
Grass Valley Provisions, LLC

Taylor Day

From: Ryan Haley
Sent: Tuesday, June 28, 2022 12:24 PM
To: Public Comments
Subject: Public Comment - City Council Meeting - June 28th, 2022

You don't often get email from ryanmhaley@gmail.com. [Learn why this is important](#)

Dear Council Members,

I'd like to thank the City for the privilege to serve this community and its residents. Provisions is dedicated to creating an inclusive and authentic space that exemplifies Grass Valley's heritage and historic significance. We look forward to developing a successful relationship with our city.

**Thanks again,
Ryan Haley, CEO
Grass Valley Provisions LLC**

Taylor Day

From: Lori Prinvale
Sent: Tuesday, June 28, 2022 9:43 AM
To: Public Comments
Subject: Sierra flower co

[You don't often get email from lprinvale49@hotmail.com. Learn why this is important at <https://aka.ms/LearnAboutSenderIdentification>]

Dan and Lori Prinvale residents of Grass Valley would like to state their support of two storefront retail cannabis businesses in Grass Valley.

We are in support of Sierra FlowerCo.

Respectfully submitted by,

Dan and Lori Prinvale
Sent from my iPhone

Taylor Day

From: bruce@bruceherring.com
Sent: Tuesday, June 28, 2022 1:11 PM
To: Public Comments
Subject: Consent Agenda Item 12

You don't often get email from bruce@bruceherring.com. [Learn why this is important](#)

Dear Council:

I acknowledge and sincerely thank the City of Grass Valley for the giant leap forward you are taking in regard to the Wolf Creek Trail. Consent Agenda item 12 puts in motion the purchase of the corner lot on Idaho-Maryland Road and Sutton Way. On top of the earlier purchase of 131 Colfax Avenue, this action loudly demonstrates the City's commitment to the trail system.

Senior staff, the Planning Commission, and the City Council should all be applauded for their efforts. In fact it should be a standing ovation!

For over two decades the corner lot has been identified as the ideal location for a principal trailhead of the Wolf Creek Trail. I even recall speaking with Joe Heckel about it. We look forward to the connection from this new "hub" to downtown and the existing trail downstream of the mining museum.

And from the hub connecting trails can wind through the Loma Rica development now under construction. Further connections can also be made across Brunswick Road to the Winds Aloft project - currently in planning stages by the Bear Yuba Land Trust.

Bruce Herring
13963 Meadow Dr
Grass Valley, Ca 95945

Member: Wolf Creek Community Alliance Steering Committee
Member: Bear Yuba Land Trust Trails Planning Committee

Dear Honorable Mayor and Council:

Audrey
My name is Kolden and I am a resident of [Grass Valley]. Thank you for hearing the agenda item regarding Sierra Flower Co. LLC's appeal of the City's decision on its application for a cannabis retail permit. Please accept this comment in support of allowing two cannabis retail dispensaries in the City of Grass Valley. Specifically, I request the City Council to direct staff to read a broader interpretation of existing Ordinance section 5.60.070(D)(1) and issue a permit to Sierra Flower Co., the second-place applicant.

The City's daytime population is 20,234, more than 5,000 people beyond the threshold the City designated to permit a second cannabis retail dispensary. The City can and should allow two cannabis retail businesses to ensure that consumers have reliable access to cannabis since the daytime population of the City is more than double the threshold established for dispensaries per population.

A second dispensary aligns with the City's Strategic Goal of Economic Development and Vitality by bringing an additional highly taxed business to the City. Since some surrounding cities have not authorized cannabis retail, consumers will travel to Grass Valley to purchase cannabis here if they cannot purchase it in their own cities, further increasing the number of potential customers to be served by Grass Valley retail cannabis dispensaries. Allowing only a single business to operate creates a monopoly. Adding a second retail dispensary license will provide consumers with a choice about where to purchase cannabis, and will support the existing ecosystem of farmers, manufacturers and distributors in Grass Valley and Nevada County, who need licensed retailers to sell their products.

Allowing Sierra Flower Co. to open a second retail cannabis business, as considered in Ordinance section 5.60.070, will ensure that consumers have a choice about where to purchase cannabis, create a fair market, and support licensed cannabis farmers in Nevada County. Sierra Flower Co. was the second-place applicant and should receive the second cannabis permit. They are a devoted, local business that deserves the support of our community, and the City Council's votes.

Thank you for your time and consideration.

Sincerely,

[NAME]

Audrey Kolden

Dear Honorable Mayor and Council:

My name is Alyssa and I am a resident of [Grass Valley]. Thank you for hearing the agenda item regarding Sierra Flower Co. LLC's appeal of the City's decision on its application for a cannabis retail permit. Please accept this comment in support of allowing two cannabis retail dispensaries in the City of Grass Valley. Specifically, I request the City Council to direct staff to read a broader interpretation of existing Ordinance section 5.60.070(D)(1) and issue a permit to Sierra Flower Co., the second-place applicant.

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Allowing Sierra Flower Co. to open a second retail cannabis business, as considered in Ordinance section 5.60.070, will ensure that consumers have a choice about where to purchase cannabis, create a fair market, and support licensed cannabis farmers in Nevada County. Sierra Flower Co. was the second-place applicant and should receive the second cannabis permit. They are a devoted, local business that deserves the support of our community, and the City Council's votes.

Thank you for your time and consideration.

Sincerely,

Alyssa M. Elaine

Dear Honorable Mayor and Council:

My name is Isaac and I am a resident of [Grass Valley]. Thank you for hearing the agenda item regarding Sierra Flower Co. LLC's appeal of the City's decision on its application for a cannabis retail permit. Please accept this comment in support of allowing two cannabis retail dispensaries in the City of Grass Valley. Specifically, I request the City Council to direct staff to read a broader interpretation of existing Ordinance section 5.60.070(D)(1) and issue a permit to Sierra Flower Co., the second-place applicant.

The City's daytime population is 20,234, more than 5,000 people beyond the threshold the City designated to permit a second cannabis retail dispensary. The City can and should allow two cannabis retail businesses to ensure that consumers have reliable access to cannabis since the daytime population of the City is more than double the threshold established for dispensaries per population.

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Allowing Sierra Flower Co. to open a second retail cannabis business, as considered in Ordinance section 5.60.070, will ensure that consumers have a choice about where to purchase cannabis, create a fair market, and support licensed cannabis farmers in Nevada County. Sierra Flower Co. was the second-place applicant and should receive the second cannabis permit. They are a devoted, local business that deserves the support of our community, and the City Council's votes.

Thank you for your time and consideration.

Sincerely,

Isaac Williams

Taylor Day

From: kim kirk < >
Sent: Tuesday, June 28, 2022 4:39 PM
To: Public Comments
Subject: Cannabis

You don't often get email from kimberkrk@gmail.com. [Learn why this is important](#)

To Whom it May Concern,

My name is Kimberly Kirk-Riley. I have lived in Grass Valley for over 32 years and work with numerous organizations in Nevada County.

The reason for my email is to show my total support for Sierra Flowers and to have two retail cannabis storefronts in Grass Valley. I feel that giving the community only one option is limiting our residents.

Thank you for your time and consideration

Respectfully,
Kimberly Kirk-Riley

Dear Honorable Mayor and Council:

My name is James McAny and I am a resident of [Grass Valley]. Thank you for hearing the agenda item regarding Sierra Flower Co. LLC's appeal of the City's decision on its application for a cannabis retail permit. Please accept this comment in support of allowing two cannabis retail dispensaries in the City of Grass Valley. Specifically, I request the City Council to direct staff to read a broader interpretation of existing Ordinance section 5.60.070(D)(1) and issue a permit to Sierra Flower Co., the second-place applicant.

The City's daytime population is 20,234, more than 5,000 people beyond the threshold the City designated to permit a second cannabis retail dispensary. The City can and should allow two cannabis retail businesses to ensure that consumers have reliable access to cannabis since the daytime population of the City is more than double the threshold established for dispensaries per population.

A second dispensary aligns with the City's Strategic Goal of Economic Development and Vitality by bringing an additional highly taxed business to the City. Since some surrounding cities have not authorized cannabis retail, consumers will travel to Grass Valley to purchase cannabis here if they cannot purchase it in their own cities, further increasing the number of potential customers to be served by Grass Valley retail cannabis dispensaries. Allowing only a single business to operate creates a monopoly. Adding a second retail dispensary license will provide consumers with a choice about where to purchase cannabis, and will support the existing ecosystem of farmers, manufacturers and distributors in Grass Valley and Nevada County, who need licensed retailers to sell their products.

Allowing Sierra Flower Co. to open a second retail cannabis business, as considered in Ordinance section 5.60.070, will ensure that consumers have a choice about where to purchase cannabis, create a fair market, and support licensed cannabis farmers in Nevada County. Sierra Flower Co. was the second-place applicant and should receive the second cannabis permit. They are a devoted, local business that deserves the support of our community, and the City Council's votes.

Thank you for your time and consideration.

Sincerely,

[NAME]

James McAny

June 28, 2022

Good evening, Council and staff:

My name is Pamela Epstein and I am General Counsel and Chief Regulatory and Licensing Officer at Eden Enterprises, Inc., and President of the California Cannabis Industry Association. Please accept this comment in support of allowing two cannabis retail dispensaries in the City of Grass Valley. Specifically, I would like to urge City Council to direct staff to read a broader interpretation of existing Ordinance 5.60.070 and issue a permit to Sierra Flower Co., the second-place applicant.

In the State of California, fewer than 40 percent of jurisdictions license commercial cannabis retail activity. This means that consumers are underserved. When people do not have access to licensed, tested cannabis, they turn to the illicit market. Equally as important, consumers deserve a choice regarding where to purchase cannabis.

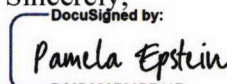
A second dispensary aligns with the City's Strategic Goal of Economic Development and Vitality by bringing an additional highly taxed business to the City. Since some surrounding cities have not authorized cannabis retail, consumers will travel to Grass Valley to purchase cannabis here if they cannot purchase it in their own cities, further increasing the number of potential customers to be served by Grass Valley retail cannabis dispensaries. Allowing only a single business to operate creates a monopoly. Adding a second retail dispensary license will provide consumers with a choice about where to purchase cannabis, and will support the existing ecosystem of farmers, manufacturers and distributors in Grass Valley and Nevada County, who need licensed retailers to sell their products.

Finally, the City of Grass Valley's daytime population is 20,234, more than 5,000 people beyond the threshold the City designated to permit a second cannabis retail dispensary. The City can and should allow two cannabis retail businesses to ensure that consumers have reliable access to cannabis since the daytime population of the City is more than double the threshold established for dispensaries per population.

Allowing Sierra Flower Co. to open a second retail cannabis business, as considered in the Ordinance, will ensure that consumers have a choice about where to purchase cannabis, create a fair market, and support licensed cannabis farmers in Nevada County. This second retail dispensary is contemplated within the existing Ordinance. I urge you to please direct staff to interpret the existing Ordinance to allow for two cannabis retail dispensaries.

Thank you for your time and consideration.

Sincerely,

DocuSigned by:

D66B629F06BF41F...
Pamela Epstein

General Counsel, Chief Regulatory and Licensing Officer, Eden Enterprises, Inc.
President, California Cannabis Industry Association

Dear Honorable Mayor and Council:

My name is ^{Lucy} ~~McAny~~ and I am a resident of [Grass Valley]. Thank you for hearing the agenda item regarding Sierra Flower Co. LLC's appeal of the City's decision on its application for a cannabis retail permit. Please accept this comment in support of allowing two cannabis retail dispensaries in the City of Grass Valley. Specifically, I request the City Council to direct staff to read a broader interpretation of existing Ordinance section 5.60.070(D)(1) and issue a permit to Sierra Flower Co., the second-place applicant.

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Thank you for your time and consideration.

Sincerely,

[NAME]

Lucy McAny

Dear Honorable Mayor and Council:

My name is Amelya Gross and I am a resident of Grass Valley. Thank you for hearing the agenda item regarding Sierra Flower Co. LLC's appeal of the City's decision on its application for a cannabis retail permit. Please accept this comment in support of allowing two cannabis retail dispensaries in the City of Grass Valley. Specifically, I request the City Council to direct staff to read a broader interpretation of existing Ordinance section 5.60.070(D)(1) and issue a permit to Sierra Flower Co., the second-place applicant.

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Thank you for your time and consideration.

Sincerely,

Amelya Gross

Taylor Day

From: Bridget Brandstad
Sent: Tuesday, June 28, 2022 4:16 PM
To: Public Comments
Subject: Cannabis dispensary

You don't often get email from greenhouseadvisorygroup@gmail.com. [Learn why this is important](#)

Dear Mayor and Council:

My name is Eric Brandstad and I am a resident of Grass Valley. Thank you for hearing the agenda item regarding Sierra Flower Co. LLC's appeal of the City's decision on its application for a cannabis retail permit. Please accept this comment in support of allowing two cannabis retail dispensaries in the City of Grass Valley. Specifically, I request the City Council to direct staff to read a broader interpretation of existing Ordinance section 5.60.070(D)(1) and issue a permit to Sierra Flower Co., the second-place applicant.

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Thank you for your time and consideration.

Sincerely,
Eric Brandstad

Dear Mayor and Council:

My name is Bridget Brandstad and I am a resident of Grass Valley. Thank you for hearing the agenda item regarding Sierra Flower Co. LLC's appeal of the City's decision on its application for a cannabis retail permit. Please accept this comment in support of allowing two cannabis retail dispensaries in the City of Grass Valley. Specifically, I request the City Council to direct staff to read a broader interpretation of existing Ordinance section 5.60.070(D)(1) and issue a permit to Sierra Flower Co., the second-place applicant.

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Thank you for your time and consideration.

Sincerely,

Bridget Brandstad

Taylor Day

From: Wade Laughter
Sent: Tuesday, June 28, 2022 4:03 PM
To: Public Comments
Subject: Re: 6.28.22 GV City Council Agenda item #21: Cannabis Selection Appeals of Sierra Flower Co. LLC and NUG, Inc., d.b.a. NUG Grass Valley regarding storefront retail commercial cannabis permit selection

You don't often get email from wade@houseofharlequin.com. [Learn why this is important](#)

Dear Honorable Judge Dover and Grass Valley City Council members;

My name is Wade Laughter, and I am the founder of House of Harlequin, an education and advocacy platform dedicated to cannabis education. My company's partners and I were enthusiastic to join the Grass Valley Provisions LLP group because it represents our local heritage in the community and in the cannabis community. GVP, LLC has the unique combination of industry and legal expertise combined with compassion that inspired us to join GVP, LLC.

We wish to thank Judge Dover for your care in reviewing the positions of the appellant applicants with diligence and objectivity. We also want to thank the City Council for enacting the cannabis ordinance for Grass Valley and for considering whether to accept Judge Dover's recommendation. We understand that the undertaking is time consuming and challenging but consider the effort important for all involved and we are grateful for all your efforts to address any concerns called out in the appeals process.

With respect and gratitude,

Wade Laughter

Founder and Director

House of Harlequin

Taylor Day

From: Emily Porter <eporter.cannabis@gmail.com>
Sent: Tuesday, June 28, 2022 3:49 PM
To: Public Comments
Subject: Public Comment 6/28/22

You don't often get email from eporter.cannabis@gmail.com. [Learn why this is important](#)

As the Project Manager for Grass Valley Provisions the opportunity to participate in the growth of the cannabis industry here has been an exciting experience and I am grateful to be a part of our community effort to provide safe access to cannabis.

No cannabis program is without bumps along the way to success, but the City and its employees who I have interacted with during this process have been gracious and patient in navigating these new horizons together.

I look forward to continued successful collaboration with the City, and appreciate all of the efforts of our community toward together building a strong, safe, and effective licensed cannabis industry here in Grass Valley.

Thank you,

Emily Porter
Cannabis Compliance Consultant
Cell: (925) 303 3143
Email: eporter.cannabis@gmail.com
Available Monday - Friday 9am - 5pm
Mailing: 578 Sutton Way, PMB 307, Grass Valley CA 95945

Taylor Day

From: Huck Ingram
Sent: Tuesday, June 28, 2022 3:10 PM
To: Public Comments
Subject: Provisions Thank You

You don't often get email from huck@ingramlawoffice.com. [Learn why this is important](#)

Thank You City Council. As advisor, counsel, and financial interest holder I want to sincerely thank you for the time and energy you've put into the Grass Valley selection process, and I look forward to assisting the City of Grass Valley in facilitating a successful, compliant, and respectful cannabis retail store front.

Best,

Huck Ingram

Attorney

INGRAM // BRADY

110 Bank Street., Grass Valley, CA 95945

Phone: 530-432-1996

Email: huck@ingrambrady.com

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Taylor Day

From: Christopher Corin
Sent: Tuesday, June 28, 2022 2:04 PM
To: Public Comments
Subject: Cannabis

You don't often get email from critter2708@icloud.com. [Learn why this is important](#)

Sent from my iPhone **Dear Honorable Mayor and Council:**

My name is Christopher Corin and I am a resident of Grass Valley. Thank you for hearing the agenda item regarding Sierra Flower Co. LLC's appeal of the City's decision on its application for a cannabis retail permit. Please accept this comment in support of allowing two cannabis retail dispensaries in the City of Grass Valley. Specifically, I request the City Council to direct staff to read a broader interpretation of existing Ordinance section 5.60.070(D)(1) and issue a permit to Sierra Flower Co., the second-place applicant.

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Allowing Sierra Flower Co. to open a second retail cannabis business, as considered in Ordinance section 5.60.070, will ensure that consumers have a choice about where to purchase cannabis, create a fair market, and support licensed cannabis farmers in Nevada County. Sierra Flower Co. was the second-place applicant and should receive the second cannabis permit. They are a devoted, local business that deserves the support of our community, and the City Council's votes.

Thank you for your time and consideration.

Sincerely,

Taylor Day

From: Nell Esterhazy Scannon
Sent: Monday, June 27, 2022 3:25 PM
To: Public Comments
Subject: Support of 2 Storefront Cannabis Businesses

You don't often get email from blackrattusbane@gmail.com. [Learn why this is important](#)

To Grass Valley City Clerk,

My name is Nell Scannon and I am a resident of Grass Valley, and grew up here. I am in support of 2 storefront retail cannabis businesses because I firmly believe that not only our community can support them, but giving one business a monopoly in our large community gives them too much power over cannabis retail prices.

Sierra Flower Co has my full support and is owned by hard working women who have lived in the community their whole lives, are upstanding and outstanding business owners, and are in the cannabis business to offer vital resources to the people of Grass Valley.

Thank you,
Nell Scannon
15630 Mount Olive Road
GV

Taylor Day

From: Blake Heauser
Sent: Monday, June 27, 2022 1:50 PM
To: Public Comments
Subject: Public Comment - Storefront Retail Cannabis Permit Hearing

You don't often get email from heauserb@gmail.com. [Learn why this is important](#)

I want to express my strong support in favor of Grass Valley Provisions LLC receiving the opportunity to apply for the City of Grass Valley's storefront retail cannabis permit. Safe and licensed access to cannabis and cannabis products within the community of Grass Valley is a valuable resource that is important to the growth of our city and is a responsibility that Grass Valley Provisions LLC will handle with the utmost care.

Additionally, I would like to thank the members of the City Council for their time and consideration throughout this application process, and to express my gratitude towards Judge Dover for his diligence in the process of appeals. I am excited for what the future holds for our City!

Sincerely,

Blake Heauser

Taylor Day

From: Belinda Carville <belindacarville@gmail.com>
Sent: Monday, June 27, 2022 11:35 AM
To: Public Comments
Subject: Cannabis Sales

You don't often get email from belindacarville@gmail.com. [Learn why this is important](#)

Belinda Rush Carville
Nevada County resident and business person
V'TAE Parfum and Body Care
South Yuba Club

I support two retail storefronts for cannabis businesses. It is very important to have competition and competitive pricing and choice.

I support Sierra Flower Co. and its owners and business ethic.

Please contact me with me details if you desire.