

AGENDA ITEM NO. 19

RESOLUTION NO. 76213

DATE APPROVED: JAN - 9 2001

DEPARTMENT: _____

SUBJECT:

Reso renewing City's Declaration
of Local Public Health Emergency due
to access to medical Cannabis

Copy is attached

MISSING

ORIGINAL

LEGISLATION

CONTACT PERSON/EXT. _____

hca

OAKLAND CITY COUNCIL

RESOLUTION No. 76213 C.M.S.

INTRODUCED BY COUNCILMEMBER _____

RESOLUTION RENEWING THE CITY COUNCIL'S DECLARATION OF A LOCAL PUBLIC HEALTH EMERGENCY WITH RESPECT TO **SAFE, AFFORDABLE ACCESS TO MEDICAL CANNABIS IN THE CITY OF OAKLAND**

WHEREAS, on November 5, 1996, the voters of California passed Proposition 215, the compassionate ~~Use~~ Act of 1996, by a YES vote of 55.7 percent, and the residents of Oakland voted YES for Proposition 215 by an overwhelming 79.3 percent; and

WHEREAS, marijuana has been shown to help alleviate pain and discomfort in people suffering from a variety of illnesses including AIDS, cancer, glaucoma, and multiple sclerosis when no other medications have been effective; and

WHEREAS, the City Council of the City of Oakland finds that many of Oakland's residents are suffering from life-threatening or serious illnesses whose painful symptoms are alleviated by the ingestion of cannabis; and

WHEREAS, there is a need to ensure that patients have access to a safe and affordable supply of medical grade marijuana and cannabis products; and

WHEREAS, the City Council finds that the Oakland Cannabis Buyers' Cooperative has provided a well-organized, safe and responsible opportunity for seriously ill persons to obtain medical cannabis in furtherance of a course of medical treatment; and

WHEREAS, the Oakland City Council passed Resolution 72516 C.M.S. supporting the activities of the Oakland Cannabis Buyers Cooperative and declaring it to be the policy of the City of Oakland that the investigation and arrest of certain individuals involved with the medical use of marijuana shall be a low priority for the City of Oakland; and

WHEREAS, in furtherance of the City's goal of ensuring a safe and affordable supply of medical grade marijuana and cannabis products for seriously ill Oakland residents whose physicians have recommended or approved medical cannabis use in the treatment of their illnesses, the Oakland City Council, pursuant to Ordinance No. 12076, established a City of Oakland

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DEC 12 2000

and suffering and in some cases may die as a result of the closure of the cooperative and other entities that supplied medical cannabis; and be it further

RESOLVED: that the City Council of the City of Oakland urges the federal government to desist from any and all actions that pose obstacles to access to cannabis for Oakland residents whose physicians have determined that their health will benefit from the use of marijuana and recommended or approved medical cannabis use for such residents; and be it further

RESOLVED: that the City Council urges the Alameda County Board of Supervisors to declare a public health emergency with respect to access to medical cannabis; and be it further

RESOLVED: that copies of this resolution shall be forwarded to Senators Boxer and Feinstein, Congresswoman Lee, and the President of the United States, William Jefferson Clinton, urging federal policy-makers to **dismiss** the current lawsuits against California's cannabis buyers' clubs and cooperatives; and be it further

RESOLVED: that copies of this resolution shall be forwarded to Governor ~~Gray~~ Davis, Attorney General Lockyer and all representatives of the **City** of Oakland in the State Legislature, urging them to comply with the will of the votes as articulated in Proposition 215 by implementing a **plan** to provide for safe and affordable **distribution** of marijuana to all patients in medical need of **marijuana,**

In Council, Oakland, California, _____, 20__

PASSED BY THE FOLLOWING VOTE:

AYES- Brunner, Chang, Miley, Nadel, Reid, Russo, Spees, and
President De La Fuente

NOES-

ABSENT-

ABSTENTION-

Attest: _____
CEDA FLOYD
City Clerk And Clerk Of The Council Of The
City Of Oakland, California

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DEC 12 2000