

**REGULAR MEETING MINUTES
BOARD OF ALDERMEN OF THE CITY OF CUBA, MISSOURI
TUESDAY – JULY 16, 2019 – 6:00 P.M.
CUBA CITY HALL COUNCIL ROOM**

Mayor Mortimeyer called the meeting to order. Aldermen present: Kevin Copling, Sam Black, Debbie Martin, Cody Leathers, and Jeff Bouse. Aldermen absent: Warren Graddy. Public Works Director present, Craig Bouse. City Attorney present: Lance Thurman. Police Chief present, Doug Shelton.

Motion by Leathers, seconded by Black, to approve the agenda. Vote: Five ayes. Graddy – absent.

Motion by Leathers, seconded by Black, to approve the regular meeting minutes of July 2, 2019. Vote: Five ayes. Graddy- absent.

Motion by Black, seconded by Leathers, to approve the executive session meeting minutes of July 2, 2019. Vote: Five – ayes. Graddy - absent.

Citizens participation:

Mr. Dan Welsh and Mr. Mike Dierkes attended the council meeting as representatives of Green Farms LLC, a manufacturer of medical cannabis. They would like Cuba to be their primary headquarters and have put in a contract for 206 Commerce Drive in the Industrial Park. The facility is 55,000 sf. This is the only location Green Farms is looking for, as they will invest \$4 million and will have 50-60 jobs for the community. They have several experts and educators that head up the company. One of the primary differences is that there will be top notch security at this location 24/7. Mr. Dierkes has extensive background in security and mentioned that there are strict rules that Missouri has to follow. This company does not want a dispensary in this area. The company would like a letter of recommendation stating the requirements are met to put a manufacturing plant in Cuba. Alderman Leathers stated that since Cuba is the only town that they are using, they must feel confident. Mr. Welsh does. Alderman Leathers stated that another company has looked into the area as well and the city cannot have a non compete. Mr. Welsh understands this. Alderman Martin is opposed to the operation. She stated that our Mayor stated for the newspaper that Martin bases her views on her personal opinion, Ms. Martin agreed that she does. She stated that the community does a lot as well. She believes medical cannabis to be dangerous as there is a bad opioid problem and she recently went to Oklahoma where towns that embraced the cannabis manufacturers did not look good. She believes when a person does not approve or endorse, still have the option of voting no. Her reasons are to keep the best interests of the community in mind. Ms. Martin believes there may not be the workers to employ that many new jobs or she does not know if the utilities can support that type of business. Alderman Black asked about the 1000 feet from a school as the industrial park is located close to the school. However the language is not how the crow flies, it is walking by road. Alderman Bouse believe that there should be a town meeting to see how the citizens feel about it. Attorney Thurman stated that having medical cannabis is a constitutional right and the city does not have the ability to prevent it. When a company asks for a letter is it is simply stating whether or not the company has met the requirements. Alderman Black asked why Cuba? Mr. Welsh stated that Cuba is on I44 and that Cuba is in par for economic growth.

CITY OF CUBA – BOARD OF ALDERMEN MINUTES – TUESDAY, JULY 16, 2019

Alderman Black stated if it is cultivated in Cuba, can it cross state lines. Attorney Thurman stated that it cannot, as that would be illegal. Alderman Leathers stated that he appreciated Alderman Martin's concerns and respected them. His opinion is that Crawford County and Missouri voted for the legalization of medical cannabis and Cuba currently has bars, and liquor stores, a beer manufacturing business and pharmacy's. He stated that medical cannabis will be heavily regulated. He believe the city needs to stand by it. Alderman Copling agrees with Leathers. **Motion by Leathers, seconded by Copling, to approve the letter of recommendation for Green Farms LLC. Roll call vote: Copling –yes, Black –yes, Martin - no, Leathers – yes, Bouse – no, Graddy – absent.**

Ms. Denese Besemer asked for council members to contact their State Senator and representative to keep a physical therapy location in Cuba. She stated that Sullivan has the only location in Crawford County.

Mr. Woody Martin inquired on the pretreatment city truck that is on the agenda and asked how many bids there were. PW Director Bouse stated he got two bids, that are state bids. Martin asked if it is a truck with a bed. PW Director Bouse stated it is just a pickup.

Mr. Martin also stated that for the record he is against the medical cannabis operation.

Ms. Kim Ziess, Genifer Cape and Tracy Staples addressed the council on behalf of the Crawford County Fair Board. They stated they had a very successful year. They mentioned they help contribute to the economy. They thanked the city employees and all volunteers who help to make the fair a success. Ms. Ziess stated that the one concern is that a person who sits on the council saw a negative comment on social media about the fair and she wished the council would present a positive attitude towards their organization.

Mr. Dan Eidson asked at what point will our electric be strained to the point of power outages should all of the medical cannabis operations come to Cuba. Attorney Thurman stated that regardless of the number that apply, he finds it highly unlikely to have more than one grow operation. Dispensary's cannot be between 25 miles of each other.

Public Works Director Report: Craig Bouse:

PW Director Bouse stated that he would like permission to get Crawford Electric to the city dump for a camera. It will be \$150 to set the electric and \$28/month. **Motion by Bouse, seconded by Leathers, to approve the electric at the dump. Vote: Five ayes. Graddy-absent.**

PW Director presented information on a new truck for the Pretreatment Manager, Randy Williams. Alderman Martin asked how long he could use his current truck? Bouse stated he could use it a little more. Alderman Martin stated that if she was made aware of this during budget time it would have been discussed. She would like to wait and discuss this further before making a decision. Alderman Black did not believe a 4wheel drive was necessary. Alderman Leathers agreed to wait until they discuss.

CITY OF CUBA – BOARD OF ALDERMEN MINUTES – TUESDAY, JULY 16, 2019

PW Director presented the council with two 25 KVA Transformers:

Solomon - \$23,010

Fletcher - \$45,020

Motion by Bouse, seconded by Black, to approve the bid from Solomon for \$23,010. Vote: Five ayes. Graddy- absent.

Alderman Copling inquired on the street by Casey's. PW Director Bouse stated they are trying to get easements. It is surveyed.

Alderman Bouse asked Craig Bouse about why the city ditched on his side of the street. PW Director Bouse will look into that.

Alderman Bouse asked what Craig Bouse found out on Brownstone? PW Director Bouse stated it is fixed.

Mayor Mortimeyer thanked Craig Bouse and Dennis Chandler for fixing the road issues for the Ambulance District.

Police Chief Report – Chief Doug Shelton: None.

Bills to be paid – Motion by Bouse, seconded by Martin, to pay the bills as presented. Vote: Five ayes. Graddy – absent.

Discussion of the proposed fireworks ordinances: Attorney Thurman stated he made the ordinances to be proactive. The council agreed to allow the sale of fireworks in the city to mirror the state statutes. The council also agreed to allow the discharge of fireworks in the city limits July 3, 4, 5 from 11:00 a.m. – 11:30 p.m.

Attorney Thurman will make the changes and have the ordinances for the next meeting.

Motion by Leathers, seconded by Black, to have the first reading of Bill No. 1904 by caption only. Vote: Five ayes. Graddy- absent. City Clerk Nash read Bill No. 1904 – An ordinance authorizing the Mayor of the City of Cuba, Missouri, on behalf of said city, to execute a contract with the Cuba Public School for providing a School Resource Officer. **Motion by Leathers, seconded by Martin, to approve the first reading of Bill No. 1904. Roll call vote: Copling –yes, Black –yes, Martin-yes, Graddy- absent, Leathers – yes, and Bouse –yes. Motion by Martin, seconded by Black, to have the second reading of Bill No. 1904 by caption only. Vote: Five ayes. Graddy- absent.** City Clerk Nash read Bill No. 1904 a second time. **Motion by Bouse, seconded by Leathers, to approve the first reading of Bill No. 1904. Roll call vote: Bouse – yes, Leathers –yes, Graddy – absent, Martin – yes, Black – yes, and Copling – yes.** Mayor Mortimeyer declared Bill No. 1904 becomes Special Ordinance No. 750 this 16th day of July 2019.

Motion by Bouse, seconded by Leathers, to have the first reading of Bill No. 1905 by caption only. Vote: Five ayes. Graddy- absent. City Clerk Nash read Bill No. 1905 – An ordinance authorizing the Mayor of the City of Cuba, Missouri, on behalf of said city, to enter

CITY OF CUBA – BOARD OF ALDERMEN MINUTES – TUESDAY, JULY 16, 2019

into an agreement with University of Central Missouri and Missouri Highways and Transportation Commission to accept a grant for Drive Sober or Get Pulled Over (DSOGPO) DWI Enforcement Campaign in 2019. **Motion by Black, seconded by Bouse, to approve the first reading of Bill No. 1905. Roll call vote; Bouse –yes, Leathers –yes, Graddy- absent, Martin –yes, Black –yes, and Copling –yes. Motion by Bouse, seconded by Black, to have the second reading of Bill No. 1905. Vote: Five ayes. Graddy- absent.** City Clerk Nash read Bill No. 1905 a second time. **Motion by Leathers, seconded by Bouse, to approve the second reading of Bill No. 1905. Roll call vote: Copling –yes, Black –yes, Martin –yes, Graddy- absent, Leathers –yes, and Bouse –yes.** Mayor Mortimeyer declared Bill No. 1905 becomes Special Ordinance No. 751 this 16th day of July 2019.

Alderman Bouse stated there was a lot of concern in fairway areas, where the rides are set up and would like to see that paved. Mayor Mortimeyer asked that Craig Bouse and Dennis Chandler look into this to find out the cost. It can be presented to the Park Board.

Alderman Bouse stated it was found that a previous council approved to pipe the ditches on Prospect versus the curb and guttering. Mr. Doug Rutz would like that completed. The council agreed that it would be fulfilled.

Motion by Leathers, seconded by Black, to go into closed session pursuant to RSMo 610.021 section 1) litigation; 2) real estate; and 3) personnel. Roll call vote: Copling –yes, Black –yes, Martin –yes, Graddy- absent, Leathers –yes, and Bouse –yes.

Mayor Mortimeyer called a five minute recess prior to convening in executive session.

Actions of executive session:

Motion by Bouse, seconded by Martin, to pay Matt Pigg the level 2 natural gas laborer, and to raise his pay accordingly as the recommendation by Austin Peters. Roll call vote: Bouse – yes, Leathers –yes, Graddy – absent, Martin – yes, Black – yes, and Copling – yes.

Motion by Leathers, seconded by Bouse, to move forward with the Waste Plant Manager contract as written. Roll call vote: Copling –yes, Black –yes, Martin – yes, Graddy – absent, Leathers –yes, and Bouse –yes.

Motion by Leathers, seconded by Sam, to go back into open session. Roll call vote: Copling –yes, Black –yes, Martin –yes, Graddy- absent, Leathers –yes, and Bouse – yes.

Motion by Black, seconded by Bouse, to adjourn. Vote: Five ayes. Graddy – absent.

Christine Nash, City Clerk