

**REGULAR MEETING MINUTES
BOARD OF ALDERMEN OF THE CITY OF CUBA, MISSOURI
TUESDAY – OCTOBER 15, 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. Alderman absent: Warren Graddy. Public Works Director present, Craig Bouse. City Attorney present: Lance Thurman. Police Captain: Ben Scharfenberg.

Mayor Mortimeyer stated that Municipal Judge Paulus will not be at the meeting; and Mr. Carl Callahan should have been added to the agenda. **Motion by Martin, seconded by Black, to approve the agenda with the changes. Vote: Five ayes. Absent: Graddy.**

Motion by Bouse, seconded by Black, to approve the regular meeting minutes of October 1, 2019. Vote: Five ayes. Graddy – absent.

Motion by Leathers, seconded by Bouse, to approve the executive meeting minutes of October 1, 2019. Vote: Five ayes. Graddy- absent.

Citizens participation: Mr. Carl Callahan has approached the council in the past regarding the saw dust that comes from McGinnis Wood Products into Mapleshade Gardens subdivision. He stated that he breathes it in, the dust is covered on his vehicle, and when the wind blows it is like a sand storm. Mr. Callahan has talked to McGinnis Wood Products and he stated it was coming from the rock quarry; however, Callahan doesn't believe that. Callahan has called DNR and they have not gotten back to him. Mayor Mortimeyer stated that this constitutes a nuisance in which they are looking into heavily.

Mr. Carl Callahan stated that his committee is working on the veterans monuments.

Ms. Alex Hewkin addressed the council regarding her kittens that were taken in by the Animal Shelter. She stated her cats were missing on Thursday (10/3), yet they were posted for adoption on Monday (10/7) and the kittens were preapproved for adoption at that time. Hewkin's concern is that most other lost animals are posted on FB right away so that the owner is found; however, that was not the case with her kittens. Ms. Hewkin contacted Animal Control and was told that they were not confident to give the kittens back to her. Ms. Hewkins paid \$180 to get each of the kittens back, but did not feel it was fair. Ms. Mullally stated that Ms. Hewkins neighbor is the one who called Animal Control stating the kittens were feral, with health issues; they assumed the kittens were abandoned. Ms. Hewkin wanted what she considered unfair for the record to the council.

Dr. Sean Siebert informed the council of a successful Manufacturer Day Block Party. Siebert also distributed handouts in the aldermen mailboxes on taxable sales tax of Cuba. Finally, Dr. Siebert reached out to National Medical Billing Service regarding their lease and they would like to have an executive session with the council on November 5th.

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Public Works Director Report: Mr. Craig Bouse asked how the council would like to go about selling some surplus vehicles. Alderman Leathers mentioned in the past there have been a reserve set on some vehicles. Alderman Martin stated that there would be a wider market by advertising on the internet.

PW Director Bouse stated that the temporary chlorination will begin on Monday, October 21.

Alderman Bouse asked if the theft was picked up in one of the on the camera. He stated that if they are not working the city needs to look into other cameras. PW Director Bouse stated it didn't have enough lighting to catch it. Ms. Eva Thorpe who was instrumental in finding the security system stated that the cameras are good, she needs to have access to see what each camera needs, i.e. lighting, better views, etc. Mayor Mortimeyer stated he would like to have the Police Secretary check the cameras each morning to make sure they are working and online, etc. Police Captain Scharfenberg stated that the incident is not a dead end, it just takes some time.

Police Report: None.

Motion by Leathers, seconded by Bouse, to pay the bills as presented. Vote: Five ayes. Graddy – absent.

Fund Balance Transfers and Budget Revisions as of 9/30/19. Motion by Bouse, seconded by Leathers, to approve the fund balance transfers and budget revisions as of 9/30/19. Vote: Five ayes. Graddy - absent.

Motion by Bouse, seconded by Black, to have the first reading of Bill No. 1919 by caption only. Vote: Five ayes. Graddy- absent. City Clerk Nash read Bill No. 1919 - An ordinance authorizing the Mayor of the City of Cuba, Missouri, on behalf of said city, to enter into an agreement with Don Fuchs for the transfer of unused airplane parts in exchange for payment of expenses for the transportation of airplanes. **Motion by Bouse, seconded by Leathers, to approve the first reading of Bill No. 1919. Roll call vote: Bouse –yes, Leathers –yes, Graddy- absent, Martin –yes, Black – yes, and Copling –yes. Motion by Martin, seconded by Black, to have the second reading of Bill No. 1919 by caption only. Vote: Five ayes. Graddy – absent.** City Clerk Nash read Bill No. 1919 a second time. **Motion by Black, seconded by Leathers, to approve the second reading of Bill No. 1919. Roll call vote: Copling –yes, Black –yes, Martin –yes, Grady – absent, Leathers –yes, and Bouse yes.** Mayor Mortimeyer declared Bill No. 1919 becomes Special Ordinance No. 762 this 15th day of October 2019.

Motion by Bouse, seconded by Leathers, to have the first reading of Bill No. 1920 by caption only. Vote: Five ayes. Graddy – absent. City Clerk Nash read Bill No. 1920 – An ordinance authorizing the Mayor of the City of Cuba, Missouri, on behalf of said city, to enter into an easement agreement with property owners in the Candlewyck subdivision to install a ditch to run ground water to a creek. **Motion by Black, seconded by Bouse, to approve the first reading of Bill No. 1920. Roll call vote: Copling –yes, Black –yes, Martin –yes, Graddy- absent, Leathers – yes, and Bouse – yes. Motion by Bouse, seconded by Leathers,**

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to have the second reading of Bill No. 1920 by caption only. Vote: Five ayes. Graddy – absent. City Clerk Nash read Bill No. 1920 a second time. Motion by Bouse, seconded by Black, to approve the second reading of Bill No. 1920. Roll call vote: Bouse yes, Leathers – yes, Graddy – absent, Martin –yes, Black –yes, and Copling –yes. Mayor Mortimeyer declared Bill No. 1920 becomes Special Ordinance No. 763 this 15th day of October 2019.

Ms. Annalee Williams stated that the majority of the commercial Christmas light decorations are in.

Mayor Mortimeyer stated that after the last meeting the Midway Motel has been condemned. The owner Mr. Walter Korte asked that the condemnation process be put on hold until February 1 as subcontractors of Modot are leasing the Midway lot for their equipment space. Motion by Bouse, seconded by Black, to allow Mr. Walter Korte an extension of the condemnation to February 29, 2020 in exchange for an agreement that Mr. Korte sign the conditions of condemnation and promise to tear the building down by the end of February 2020. Discussion: Aldermen Leathers would like to see in the conditions of the agreement that Mr. Korte property board up the property now for safety reasons. Vote: Five ayes. Graddy-absent.

Mayor Mortimeyer stated that the Police Station was closed from noon-1:00 p.m and actually lunch is 30 minutes. Captain Scharfenberg stated that she is the only one as Missy Daehn technically works for the court.

Attorney Lance Thurman has a conversation with Steve Paulus and the Prosecutor and came up with suggestions on the nuisance ordinance. He would like The Mayor to put a committee together to discuss with aldermen and continue the conversation with prosecuting attorney and judge. There is a possibility of putting a lien on real estate and the County Collector collects for the city on back taxes. Mayor Mortimeyer appointed: Police Chief, Police Committee, Judge, prosecuting attorney, Mayor, Chris Nash and Craig Bouse. Alderman Bouse asked if this will hold businesses to clean up too. Mayor stated it would

Attorney Lance Thurman sent Chris Nash a copy of the proposed alcohol and drug policy that he wrote up. The council will get this next week and he would like for them to make their own changes as they deem for discussion at the November 5th meeting.

Alderman Copling would like to see the city going back to work on sidewalks.

Motion by Leathers, seconded by Black, to go into executive session pursuant to RSMo 610.021 Section 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:

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Motion by Martin, seconded by Bouse, to hire Timothy Earney as the Property Management Laborer. Roll call vote: Bouse – yes, Leathers –yes, Graddy- absent, Martin – yes, Black – yes, and Copling – no.

Motion by Leathers, seconded by Bouse, to pay Tim Earney \$14.42/hr as the Property Management Laborer. Roll call vote: Copling –yes, Black –yes, Martin – yes, Graddy- absent, Leathers –yes, and Bouse –yes.

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

Motion by Leathers, seconded by Bouse, to adjourn. Vote: Five ayes. Graddy- absent.

Christine Nash, City Clerk