

CITY COUNCIL MEETING OF DECEMBER 10, 2018

A meeting of the Warrensburg City Council was held on December 10, 2018, at 7:00 p.m., at the Municipal Center, 200 S. Holden, with Mayor Danielle Johnston presiding. Roll was called as follows: Present were: Jacobs, Lund, Watts, Johnston. Absent: Allen.

Minutes of the November 19, 2018 meeting were considered. Watts moved to approve the minutes of the November 19, 2018, City Council meeting. Yes: Jacobs, Lund, Watts, Johnston. No: none. Absent: Allen.

The adoption of the agenda was considered. Lund moved to adopt the agenda. Yes: Jacobs, Lund, Watts, Johnston. No: none. Absent: Allen.

Mayor Johnston opened a Public Hearing on An Ordinance Amending Chapter 27 of the Code of City Ordinances of the City of Warrensburg, Missouri, Regarding Marijuana Related Uses. Community Development Director Barbara Carroll said the voters of the State of Missouri and in the City of Warrensburg passed this amendment to the State's Constitution which allows the use of medical marijuana. She said this ordinance is being brought forward to update the City's code and change the City's zoning requirements to allow several parameters on the types of marijuana related land uses. Carroll said there are four types of facilities allowed and those are as follows: medical marijuana dispensary facilities, medical marijuana cultivation facilities, medical marijuana-infused products manufacturing facilities; and medical marijuana testing facilities. She said each of these types are described in the new proposed addition to Chapter 27. Carroll said there are zoning and parking restrictions, and Carroll described those restrictions. Carroll said the Planning and Zoning Commission also proposed there be a cap on the number of these licenses allowed for each type of facility, as the state has also set a cap. As there was no further discussion, the Public Hearing was closed.

An Ordinance Amending Chapter 27 of the Code of City Ordinances of the City of Warrensburg, Missouri, Regarding Marijuana Related Uses was read for the first time by title. City Manager Harold Stewart said there are several options for the City Council, and the City Council can make changes or table this item. Stewart said there are several state requirements the City must follow.

Council member Jacobs said he does not see where in Warrensburg this type of facility could locate. Stewart said because of the results from the election, the City must be as unrestrictive as possible. He said the City could mirror the alcohol restrictions the City currently uses. Council member Watts asked about obtaining information from other municipalities that have approved the use of medical marijuana. Council member Jacobs said he had spoken with someone familiar with this new approved use of medical marijuana in California. Jacobs said in California the patient travels to the location where the marijuana is sold, and a card is used for identification. Jacobs said he has been told the marijuana is delivered in an unmarked vehicle in Las Vegas.

Mayor Johnston asked what the restrictions are on pharmacies. Carroll said the zoning and parking restrictions are the same. Stewart said the restrictions for pharmacies would be similar to restrictions for alcohol establishments. Carroll said there are different requirements for manufacturing and cultivating marijuana.

City Counselor Doug Harris advised the City should be prepared if there are any additional changes and marijuana becomes legal for recreational use. There was discussion of possible future changes in regulating marijuana. Harris advised this would be a good time to have the restrictions in place. There will be further discussion of this ordinance in January with information to be provided with data outlining the locations where alcohol is either sold or provided on the premises.

Bill No. 12-1-18 being for an Ordinance Amending Ordinance 5474 Concerning the Adopted FY19 Annual Budget for the General Fund was read for the first time by title. Police Chief Rich Lockhart said the Animal Shelter has recently made some needed improvements and the money for the improvements has been taken from the Animal Shelter donations. Jacobs moved said bill be passed to second reading by title. Carried unanimously. Said bill was read a second time. Roll was called for the adoption or rejection of said bill as follows: Yes: Jacobs, Lund, Watts, Johnston. No: none. Absent: Allen. Said bill was declared duly adopted and given Ordinance No. 5490.

Bill No. 12-2-18 being for an Ordinance Authorizing the City Manager and City Clerk to execute a Lease Agreement Between the City of Warrensburg and NRF, LLC was read for the first time by title. Public Works Director Slim Coleman said in the past the City has had a lease agreement with the Baldwin Cattle Company, but the Baldwin's have sold this property. Coleman said NRF, LLC, of Concordia, submitted a proposal for \$170.00 per acre or \$7,310.00 per year. He said this proposal would have a renewable option every four (4) years. Lund moved said bill be passed to second reading by title. Carried unanimously. Said bill was read a second time. Roll was called for the adoption or rejection of said bill as follows: Yes: Jacobs, Lund, Watts, Johnston. No: none. Absent: Allen. Said bill was declared duly adopted and given Ordinance No. 5491.

Bill No. 12-3-18 being for an Ordinance Amending Portions of Section 24-54 Regarding Sewer Pretreatment Discharge Limits of the Code of Ordinances of the City of Warrensburg, Missouri, was read for the first time by title. Coleman said these updated limits must be approved by the Department of Natural Resources before the consideration of adoption and approval by ordinance of the next industrial permit renewal. Council member Watts asked about prior findings and Coleman said there has been some hardness in the water and the department is continuing to work toward correcting. Watts moved said bill be passed to second reading by title. Carried unanimously. Said bill was read a second time. Roll was called for the adoption or rejection of said bill as follows: Yes: Jacobs, Lund, Watts, Johnston. No: none. Absent: Allen. Said bill was declared duly adopted and given Ordinance No. 5492.

Bill No. 12-4-18 being for an Ordinance Amending Section 6-19 of Article II of Chapter 6 of the Code of Ordinances of the City of Warrensburg, Missouri, Regarding Roof Covering Replacement Permits was read for the first time by title. Carroll said there have been an enormous amount of re-roofing projects in recent months. She said this has caused some contractors to wait for an inspection. Carroll said this ordinance would remove roof permits from the code requirements unless the structure has been changed. Lund moved said bill be passed to second reading by title. Carried unanimously. Said bill was read a second time. Roll was called for the adoption or rejection of said bill as follows: Yes: Jacobs, Lund, Watts, Johnston. No: none. Absent: Allen. Said bill was declared duly adopted and given Ordinance No. 5493.

In Other Business was a Resolution of the Council of the City of Warrensburg Accepting a

Proposal Prepared by Mike Keith Insurance for Property, Liability and Cyber Insurance for 2019. Finance Director Matthew Lue said the City's property, liability and cyber insurance will expire in 2019. He said the renewal amount includes a total increase of 4.27 percent or \$13,423 for all premiums. Lue said this is the first significant premium increase in the past 3 years. Jacobs moved to approve the Resolution. Yes: Jacobs, Lund, Watts, Johnston. No: none. Absent: Allen. Carried unanimously and given Resolution No. 2173.

There was Discussion and Possible Action on the KCPL Renewable Energy Rebate Program. Chairman Pro Tem Lund gave an update on the December 6, 2018, Sustainability Task Force meeting with Mark Dawson and several others from KCP&L with knowledge of Energy Rebate Programs. Lund said the information was very informative, but because of time restraints on the rebates, it was decided to let the rebates expire at the 90-day time period. Council Member Watts said Stewart had inquired about a wind study, and how or if it would affect the solar rebates. Watts said KCP&L was not aware if a study had been done for our area but would check. He said the meeting closed with a motion that the Sustainability Task Force was to recommend to the City Manager and City staff to move forward with a Community Solar Project in conjunction with partners which include the Base, the University, and the City of Warrensburg. Lund moved to take no action which would allow the rebates to automatically expire. Yes: Jacobs, Lund, Watts, Johnston. Absent: Allen. Carried unanimously.

In Mayoral Appointments, Mayor Johnston said she would like to appoint Jill Wilson, Parks and Recreation Board to replace Mark Gilchrist who recently resigned, Jay Ravelle, reappointment, Tree Board, Jane Kiger, Diversity and Inclusion Commission, and Billie Winter, 2-year appointment to the University of Missouri Extension Board. Jacobs moved to approve, Yes: Jacobs, Lund, Watts, Johnston. Absent: Allen. Carried unanimously.

In the City Manager's Report, thanked City staff for helping with the recent community events.

In the Director of Finance Report, Finance Director Matthew Lue said revenues were up 27 percent for December. He said sales and use taxes were both higher than in recent months.

As there was no further business, the meeting was adjourned.

Attest:

Danielle Johnston, Mayor

Cindy Gabel, City Clerk