

**TENTATIVE AGENDA
RAYTOWN BOARD OF ALDERMEN
JUNE 18, 2019
REGULAR SESSION No. 5
RAYTOWN CITY HALL
10000 EAST 59TH STREET
RAYTOWN, MISSOURI 64133
7:00 P.M.**

OPENING SESSION

Invocation/Pledge of Allegiance
Roll Call

Public Comments
Communication from the Mayor
Communication from the City Administrator
Committee Reports

STUDY SESSION

6 Month Financial Report
Russ Petry, Finance Director

LEGISLATIVE SESSION

1. CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the Board of Aldermen and will be enacted by one motion without separate discussion or debate. The Mayor or a member of the Board of Aldermen may request that any item be removed from the consent agenda. If there is no objection by the remaining members of the board, such item will be removed from the consent agenda and considered separately. If there is an objection, the item may only be removed by a motion and vote of the board.

Approval of the Regular June 4, 2019 Board of Aldermen meeting minutes.

R-3213-19: A RESOLUTION AUTHORIZING AND APPROVING THE APPOINTMENT OF DEBORAH SOMMER AS THE WARD 1 REPRESENTATIVE TO THE SPECIAL SALES TAX REVIEW COMMITTEE. Point of Contact: Teresa Henry, City Clerk.

R-3214-19: A RESOLUTION AUTHORIZING AND APPROVING THE REAPPOINTMENT OF TOMMY BETTIS TO THE PLANNING & ZONING COMMISSION. Point of Contact: Teresa Henry, City Clerk

R-3215-19: A RESOLUTION AUTHORIZING AND APPROVING THE REAPPOINTMENT OF MARY PHYL DWIGHT TO THE PLANNING & ZONING COMMISSION. Point of Contact: Teresa Henry, Clerk

R-3216-19: A RESOLUTION AUTHORIZING AND APPROVING THE REAPPOINTMENT OF DWIGHT ROBINSON TO THE PLANNING & ZONING COMMISSION. Point of Contact: Teresa Henry

R-3217-19: A RESOLUTION AUTHORIZING AND APPROVING THE REAPPOINTMENT OF KEVIN WILSON TO THE PLANNING & ZONING COMMISSION. Point of Contact: Teresa Henry, City Clerk.

R-3218-19: A RESOLUTION AUTHORIZING AND APPROVING THE REAPPOINTMENT OF LORETHA HAYDEN TO THE RAYTOWN PARK BOARD. Point of Contact: Teresa Henry, City Clerk

R-3219-19: A RESOLUTION AUTHORIZING AND APPROVING THE REAPPOINTMENT OF DAVID THURMAN TO THE RAYTOWN PARK BOARD. Point of Contact: Teresa Henry, City Clerk.

R-3220-19: A RESOLUTION AUTHORIZING AND APPROVING THE REAPPOINTMENT OF ROBBIE TUBBS TO THE RAYTOWN PARK BOARD. Point of Contact: Teresa Henry, City Clerk.

NEW BUSINESS

2. Public Hearing: A public hearing to consider a text amendment to Chapter 50 relating to Medical Marijuana.
 - 2a. **FIRST READING: Bill No. 6505-19, Section XIII. AN ORDINANCE** AMENDING CHAPTER 50 (ZONING) OF THE CODE OF ORDINANCES OF THE CITY OF RAYTOWN, MISSOURI ARTICLE XI AND ADDING ARTICLE XII TITLED MEDICAL MARIJUANA. Point of Contact: Chris Gilbert, Planning & Zoning Coordinator.

ADJOURNMENT

City of Raytown, Missouri
Summary Financial Highlights and Comparisons Between Budget and Actual
for the Three Months Ending April 30, 2019

General Fund

General Fund revenues were 53% of the budgeted revenues for the 6 months ending April 30, 2019. Property taxes were 94% of budgeted amounts as property taxes are primarily received in December, January, and February of the budget year. Sales, Franchise, Other taxes, and Charges for services are tracking close to budgeted amounts. Municipal court revenue are significantly below budgeted projections. Grants are typically greater in the 2nd and 3rd quarters. Licenses and Permits and Charges for Services are right on budget. Other revenues are trending ahead of budgeted amount primarily due to interest earnings. Transfers in consist of amounts from the Public Safety Sales Tax fund for police and EMS expenditures.

General Fund expenditures were 47% of the budgeted expenditures for the 6 months ending April 30, 2019. Expenditures by category:

	Actual	Amended Budget	Remaining Budget	% Used
Personnel	3,849,959	8,275,924	4,425,965	47%
Supplies, Services, and Charges	1,613,378	3,260,107	1,646,729	49%
Repair & Maintenance	204,396	484,371	279,975	42%
Utilities	233,402	571,690	338,288	41%
Transfers out	150,000	350,000	200,000	43%
	6,051,136	12,942,092	6,890,956	47%

Park Fund

Park Fund revenues were 78% of the budgeted revenues for the 6 months ending April 30, 2019. Property taxes, the most significant budgeted revenues, are primarily received in December, January, and February of the budget year. Sales Taxes are tracking near budgeted amounts. Charges for Services revenues are tracking behind budgeted revenues however most charges for service revenues are received later in the fiscal year. Other revenues include \$31,000 related to proceeds from the sale of a truck and also interest revenue, which is tracking better than budget in all areas.

Park Fund expenditures were 34% of the budgeted expenditures for the 6 months ending April 30, 2019. Personnel costs are lower than budgeted amounts for the 1st two quarters but are typically closer to budget in the warmer months. Certain Supplies, Services and Charges are seasonal in nature and will be incurred throughout the remainder of the budget year. Repair and Maintenance and Capital outlay are scheduled later in the fiscal year.

TIF Fund

TIF Fund revenues were 53% of the budgeted revenues for the 6 months ending April 30, 2019. Sales Taxes are on budget. Other taxes are trending above budgeted amounts but include the 350 TIF Pilot for the year. Other revenues are ahead of budget primarily due to interest revenues being higher than budget.

TIF Fund expenditures were 69% of the budgeted expenditures for the 6 months ending April 30, 2019 as the \$1,355,000 principal and \$820,888 interest payment related to the TIF bonds were paid in December.

Sewer Fund

Sewer Fund revenues were 49% of the budgeted revenues for the 6 months ending April 30, 2019.

Sewer Fund expenditures were 39% of the budgeted expenditures for the 6 months ending April 30, 2019. Personnel and Supplies, Services, and Charges are tracking below budgeted amounts through April 30, 2019. Repair and Maintenance and Capital outlay expenditures are scheduled during the 2nd through 4th quarters of the fiscal year. All bond payments have been made timely.

Transportation Sales Tax Fund

Transportation Sales Tax Fund revenues were at 50% of the budgeted revenues for the 6 months ending April 30, 2019. Total Sales tax revenues are tracking near budget. Grant funding is on a reimbursement basis. The City received approximately \$280,000 related to the 83rd Street Bridge Project completed in 2018. Reimbursable project costs are anticipated to be incurred during the final 9 months of the fiscal year. Budgeted grant revenues included \$637,000 related to the Hwy 350 & Raytown Road Project. The project is scheduled to be performed later in the fiscal year.

Transportation Sales Tax Fund expenditures were approximately \$4% of the budgeted expenditures for the 6 months ending April 30, 2019. Certain repair and maintenance as well as capital outlay expenditures are scheduled to be incurred during the spring and summer months of the fiscal year.

Capital Sales Tax Fund

Capital Sales Tax Fund revenues were 53% of the budgeted revenues for the 6 months ending April 30, 2019. Total Sales tax revenues are tracking near budget. Other revenues are ahead of budget primarily due to interest revenues.

Capital Tax Fund expenditures for the 6 months ending April 30, 2019 were at 22% of budget and are expected to climb more in line with budget as summer projects are underway.

Public Safety Sales Tax Fund

Public Safety Sales Tax Fund revenues were 50% of the budgeted revenues for the 6 months ending April 30, 2019. Sales tax revenues are tracking at budgeted amounts.

Public Safety Sales Tax Fund expenditures were 56% of the budgeted expenditures for the 6 months ending April 30, 2019. Transfers out – Police equaled 50% of the budgeted transfer amount. The full amount of the Transfers out – EMS (\$225,000) were utilized with the transition of EMS services to the Raytown Fire District.

Stormwater Sales Tax Fund

Stormwater Tax Fund revenues were 83% of the budgeted revenues for the 6 months ending April 30, 2019 as the full amount of \$150,000 budgeted for Transfers in has been recognized. Total Sales tax revenues are tracking at budget.

Stormwater Fund expenditures for the 6 months ending April 30, 2019 were less than \$9,255. Other scheduled repair and maintenance expenditures are scheduled for later in the fiscal year.

Risk Management Fund

Risk Management Fund revenues were 84% of the budgeted revenues and 1% of the budgeted expenditures for the 6 months ending April 30, 2019.

Capital Improvement Fund

Capital Improvement Fund revenues were 83% of the budgeted revenues and 60% of the budgeted expenditures for the 6 months ending April 30, 2019. Revenues primarily relate to the Ditzler CID loan interest revenues. Expenditures primarily consist of the 59th Street repair project carried forward and re-appropriated from 2017-2018.

City of Raytown, Missouri
Schedule of Revenues and Expenditures - General Fund (Fund 101)
For the 2nd Quarter ending April 30, 2019

	Actual	Amended Budget	Remaining Budget	% Used
Revenues				
Property taxes	\$ 1,114,194	\$ 1,182,000	\$ 67,806	94%
Sales taxes	1,308,485	2,639,000	1,330,515	50%
Franchise taxes	1,699,108	3,635,000	1,935,892	47%
Other taxes	605,287	1,240,000	634,713	49%
Municipal court receipts	115,525	411,550	296,025	28%
Grants	1,419	36,450	35,031	4%
Charges for Services	579,154	1,163,450	584,296	50%
Licenses and Permits	172,483	354,200	181,717	49%
Other	90,003	85,700	(4,303)	105%
Transfers in	992,781	1,760,562	767,781	56%
Total revenues	6,678,438	12,507,912	5,829,474	53%
Expenditures by Department				
City-wide				
Personnel	-	23,000	23,000	0%
Supplies, Services, and Charges	81,026	139,777	58,751	58%
Transfers out	150,000	350,000	200,000	43%
	<u>231,026</u>	<u>512,777</u>	<u>281,751</u>	<u>45%</u>
Governing body				
Personnel	36,893	73,792	36,899	50%
Supplies, Services, and Charges	97,137	223,356	126,219	43%
	<u>134,030</u>	<u>297,148</u>	<u>163,118</u>	<u>45%</u>
Administration				
Personnel	299,403	671,809	372,406	45%
Supplies, Services, and Charges	18,630	92,182	73,552	20%
Repair & Maintenance	-	2,750	2,750	0%
Utilities	2,889	6,200	3,311	47%
	<u>320,921</u>	<u>772,941</u>	<u>452,020</u>	<u>42%</u>
Police				
Personnel	2,289,275	4,982,947	2,693,672	46%
Supplies, Services, and Charges	234,303	538,405	304,102	44%
Repair & Maintenance	46,885	117,716	70,831	40%
Utilities	11,067	25,900	14,833	43%
	<u>2,581,530</u>	<u>5,664,968</u>	<u>3,083,438</u>	<u>46%</u>
Finance				
Personnel	130,035	304,615	174,580	43%
Supplies, Services, and Charges	71,202	152,014	80,812	47%
Repair & Maintenance	18,409	41,530	23,121	44%
	<u>219,646</u>	<u>498,159</u>	<u>278,513</u>	<u>44%</u>
Legal				
Personnel	16,088	33,870	17,782	47%
Supplies, Services, and Charges	42,350	94,050	51,700	45%
	<u>58,438</u>	<u>127,920</u>	<u>69,482</u>	<u>46%</u>
Court				
Personnel	112,566	278,819	166,253	40%
Supplies, Services, and Charges	22,094	59,257	37,163	37%
Repair & Maintenance	-	-	-	0%
Utilities	121	300	179	40%
	<u>134,780</u>	<u>338,376</u>	<u>203,596</u>	<u>40%</u>
Public works				
Personnel	529,635	1,118,469	588,834	47%
Supplies, Services, and Charges	52,519	162,788	110,269	32%
Repair & Maintenance	137,514	317,600	180,086	43%
Utilities	216,576	531,560	314,984	41%
	<u>936,245</u>	<u>2,130,417</u>	<u>1,194,172</u>	<u>44%</u>
EMS				
Personnel	207,135	245,900	38,765	84%
Supplies, Services, and Charges	944,533	1,492,063	547,530	63%
Repair & Maintenance	1,020	3,000	1,980	34%
Utilities	1,501	2,730	1,229	55%
	<u>1,154,188</u>	<u>1,743,693</u>	<u>589,505</u>	<u>66%</u>
Community Development				
Personnel	228,930	542,703	313,773	42%
Supplies, Services, and Charges	49,585	306,215	256,630	16%
Repair & Maintenance	569	1,775	1,207	32%
Utilities	1,249	5,000	3,751	25%
	<u>280,331</u>	<u>855,693</u>	<u>575,362</u>	<u>33%</u>
Total expenditures	6,051,136	12,942,092	6,890,956	47%
Revenues over(under) expenditures	\$ 627,303	\$ (434,180)	\$ (1,061,483)	

City of Raytown, Missouri
Schedule of Revenues and Expenditures - Park Fund (Fund 201)
For the 2nd Quarter ending April 30, 2019

	Actual	Amended Budget	Remaining Budget	% Used
Revenues				
Property taxes	\$ 556,447	\$ 586,000	\$ 29,553	95%
Sales taxes	137,943	277,000	139,057	50%
Charges for Services	23,325	96,700	73,375	24%
Other	60,779	33,900	(26,879)	179%
Total revenues	778,494	993,600	215,106	78%
Expenditures				
Personnel	269,280	647,301	378,021	42%
Supplies, Services, and Charges	38,307	205,932	167,625	19%
Repair & Maintenance	11,242	78,550	67,308	14%
Utilities	15,319	65,050	49,731	24%
Capital outlay	21,528	50,900	29,372	42%
Total expenditures	355,676	1,047,733	692,057	34%
Revenues over(under) expenditures	\$ 422,818	\$ (54,133)	\$ (476,951)	

City of Raytown, Missouri
Schedule of Revenues and Expenditures - TIF Fund (Fund 210)
For the 2nd Quarter ending April 30, 2019

	Actual	Amended Budget	Remaining Budget	% Used
Revenues				
Sales taxes	\$ 728,076	\$ 1,456,100	\$ 728,024	50%
Other taxes	816,156	1,288,500	472,344	63%
Other	138,566	228,800	90,234	61%
Transfers in	-	200,000	200,000	0%
Total revenues	1,682,798	3,173,400	1,490,602	53%
Expenditures				
Supplies, Services, and Charges	9,709	204,840	195,131	5%
Debt service	2,175,888	2,962,900	787,013	73%
Total expenditures	2,185,596	3,167,740	982,144	69%
Revenues over(under) expenditures	\$ (502,799)	\$ 5,660	\$ 508,459	

City of Raytown, Missouri
Schedule of Revenues and Expenditures - Sewer Fund (Fund 501)
For the 2nd Quarter ending April 30, 2019

	Actual	Amended Budget	Remaining Budget	% Used
Revenues				
Charges for Services	\$ 3,616,304	\$ 7,389,000	\$ 3,772,696	49%
Other	177,360	292,323	114,963	61%
Total revenues	3,793,664	7,681,323	3,887,659	49%
Expenditures				
Personnel	377,319	1,060,042	682,723	36%
Supplies, Services, and Charges	1,793,435	4,692,660	2,899,225	38%
Repair & Maintenance	67,470	232,950	165,480	29%
Utilities	5,694	16,120	10,426	35%
Capital outlay	6,088	270,000	263,912	2%
Debt service	676,832	1,280,494	603,662	53%
Total expenditures	2,926,839	7,552,266	4,625,427	39%
Revenues over(under) expenditures	\$ 866,825	\$ 129,057	\$ (737,768)	

City of Raytown, Missouri
Schedule of Revenues and Expenditures - Transportation Sales Tax Fund (Fund 204)
For the 2nd Quarter ending April 30, 2019

	Actual	Amended Budget	Remaining Budget	% Used
Revenues				
Sales taxes	\$ 574,654	\$ 1,175,400	\$ 600,746	49%
Grants	331,777	637,000	305,223	52%
Other	6,681	6,000	(681)	111%
Total revenues	913,112	1,818,400	905,288	50%
Expenditures				
Public works				
Supplies, Services, and Charges	3,936	248,814	244,878	2%
Repair & Maintenance	84,979	724,186	639,207	12%
Capital outlay	-	1,057,759	1,057,759	0%
Total expenditures	88,914	2,030,759	1,941,845	4%
Revenues over(under) expenditures	\$ 824,198	\$ (212,359)	\$ (1,036,557)	

City of Raytown, Missouri
Schedule of Revenues and Expenditures - Capital Sales Tax Fund (Fund 205)
For the 2nd Quarter ending April 30, 2019

	Actual	Amended Budget	Remaining Budget	% Used
Revenues				
Sales taxes	\$ 490,686	\$ 994,000	\$ 503,314	49%
Grants	6,098	9,285	3,187	66%
Other	49,242	34,104	(15,138)	144%
Total revenues	546,026	1,037,389	491,363	53%
Expenditures				
Finance				
Supplies, Services, and Charges	1,344	2,200	856	61%
Capital outlay				
City-wide	2,978	117,000	114,022	3%
Administration	-	45,000	45,000	0%
Police	8,610	216,115	207,505	4%
Public works	331,035	1,227,000	895,965	27%
EMS	67,935	209,454	141,519	32%
Community Development	6,825	47,892	41,067	14%
Total expenditures	418,727	1,864,661	1,445,934	22%
Revenues over(under) expenditures	\$ 127,299	\$ (827,272)	\$ (954,571)	

City of Raytown, Missouri
Schedule of Revenues and Expenditures - Public Safety Sales Tax (Fund 207)
For the 2nd Quarter ending April 30, 2019

	Actual	Amended Budget	Remaining Budget	% Used
Revenues				
Sales taxes	\$ 736,939	\$ 1,484,000	\$ 747,061	50%
Other	11,160	10,000	(1,160)	112%
Total revenues	748,099	1,494,000	745,901	50%
Expenditures				
Police				
Supplies, Services, and Charges	8,421	13,305	4,884	63%
Utilities	11,174	28,872	17,698	39%
Transfers out	767,781	1,535,562	767,781	50%
EMS				
Transfers out	225,000	225,000	-	100%
Total expenditures	1,012,375	1,802,739	790,364	56%
Revenues over(under) expenditures	\$ (264,276)	\$ (308,739)	\$ (44,463)	

City of Raytown, Missouri
Schedule of Revenues and Expenditures - Stormwater Sales Tax Fund (Fund 401)
For the 2nd Quarter ending April 30, 2019

	Actual	Amended Budget	Remaining Budget	% Used
Revenues				
Sales taxes	\$ 40,893	\$ 81,400	\$ 40,507	50%
Other	3,203	1,800	(1,403)	0%
Transfers in	150,000	150,000	-	100%
Total revenues	194,096	233,200	39,104	83%
Expenditures				
Public works				
Supplies, Services, and Charges	3,502	7,200	3,698	49%
Repair & Maintenance	5,753	223,000	217,247	3%
Total expenditures	9,255	230,200	220,945	4%
Revenues over(under) expenditures	\$ 184,841	\$ 3,000	\$ (181,841)	

City of Raytown, Missouri
Schedule of Revenues and Expenditures - Risk Management Fund (Fund 209)
For the 2nd Quarter ending April 30, 2019

	Actual	Budget	Remaining Budget	% Used
Revenues				
Other	\$ 46,469	\$ 55,000	\$ 8,531	84%
Total revenues	<u>46,469</u>	<u>55,000</u>	<u>8,531</u>	<u>84%</u>
Expenditures				
Supplies, Services, and Charges	861	113,300	112,439	1%
Total expenditures	<u>861</u>	<u>113,300</u>	<u>112,439</u>	<u>1%</u>
Revenues over(under) expenditures	<u>\$ 45,608</u>	<u>\$ (58,300)</u>	<u>\$ (103,908)</u>	

City of Raytown, Missouri
Schedule of Revenues and Expenditures - Capital Improvement Fund (Fund 402)
For the 2nd Quarter ending April 30, 2019

	Actual	Budget	Remaining Budget	% Used
Revenues				
Other	\$ 67,288	\$ 81,000	\$ 13,712	83%
Total revenues	<u>67,288</u>	<u>81,000</u>	<u>13,712</u>	<u>83%</u>
Expenditures				
Supplies, Services, and Charges	1,855	31,520	29,665	6%
Capital outlay	250,702	392,292	141,590	64%
Total expenditures	<u>252,557</u>	<u>423,812</u>	<u>171,255</u>	<u>60%</u>
Revenues over(under) expenditures	<u>\$ (185,268)</u>	<u>\$ (342,812)</u>	<u>\$ (157,544)</u>	

**DRAFT
MINUTES**

**TENTATIVE AGENDA
RAYTOWN BOARD OF ALDERMEN
JUNE 4, 2019**

REGULAR SESSION No. 4
RAYTOWN CITY HALL
10000 EAST 59TH STREET
RAYTOWN, MISSOURI 64133
7:00 P.M.

OPENING SESSION

Mayor Michael McDonough called the June 4, 2019 Board of Aldermen meeting to order at 7:03 p.m. and Alderman Frank Hunt provided the invocation and led the pledge of allegiance.

Roll was called by Teresa Henry, City Clerk and the attendance was as follows:

Present: Alderman Bonnaye Mims, Alderman Mary Jane Van Buskirk, Alderman Ryan Myers, Alderman Jim Aziere, Alderman Greg Walters, Alderman Derek Ward, Alderman Bill Van Buskirk, Alderman Janet Emerson, Alderman Jason Greene, Alderman Frank Hunt

Absent: None

LEGISLATIVE SESSION

OLD BUSINESS

1. Public Hearing: A public hearing to consider a final site plan for Somerset Village Apartments in Wilson View.

1a. **SECOND READING: Bill No. 6503-19, Section XIII. AN ORDINANCE** APPROVING THE FINAL SITE PLAN OF SOMERSET VILLAGE APARTMENTS IN WILSON VIEW, A SUBDIVISION OF THE CITY OF RAYTOWN, JACKSON COUNTY, MISSOURI. Point of Contact: Chris Gilbert, Planning & Zoning Coordinator.

The public hearing continued.

The ordinance was read by title only by Teresa Henry, City Clerk.

Chris Gilbert, Planning & Zoning Coordinator, remained available for any discussion.

The ordinance was discussed.

Alderman Myers, seconded by Alderman Mims, made a motion to adopt.

Discussion continued.

Amy Grant, of the Polsinelli PC Law Firm, spoke as a representative for the property owner.

Mayor McDonough closed the public hearing.

The motion was approved by a vote of 10-0.

Ayes: Aldermen Myers, Mims, Aziere, Greene, Mary Jane Van Buskirk, Walters, Ward, Hunt, Bill Van Buskirk, Emerson
Nays: None

Became Ordinance 5604-19

STUDY SESSION

Petition Audit Process
Missouri State Auditor Office
Todd Schuler, Audit Manager and Rick Stuck, Senior Auditor

Todd Schuler, Audit Manager, presented on the audit process.

The presentation was discussed.

LEGISLATIVE SESSION
(Continued)

Public Comments

Comments were made by:

Tony Jacob, Raytown, MO

Chris Rathbone, 9313 E 69 Terrace

Sherry DeJanes, Raytown, MO

2. CONSENT AGENDA

All matters listed under the Consent Agenda are considered to be routine by the Board of Aldermen and will be enacted by one motion without separate discussion or debate. The Mayor or a member of the Board of Aldermen may request that any item be removed from the consent agenda. If there is no objection by the remaining members of the board, such item will be removed from the consent agenda and considered separately. If there is an objection, the item may only be removed by a motion and vote of the board.

Approval of the Regular May 21, 2019 Board of Aldermen meeting minutes.

Alderman Mims, seconded by Alderman Myers, made a motion to adopt. The motion was approved by a vote of 10-0.

Ayes: Aldermen Mims, Myers, Emerson, Walters, Mary Jane Van Buskirk, Greene, Hunt, Bill Van Buskirk, Aziere, Ward
Nays: None

OLD BUSINESS
(Continued)

3. SECOND READING: Amended Bill No. 6504-19, Section IV-C-1. AN ORDINANCE AMENDING CHAPTER 2, ARTICLE IV, DEPARTMENTS AND CHAPTER 26, ARTICLE I, GENERAL OF THE RAYTOWN MUNICIPAL CODE. Point of Contact: Teresa Henry, City Clerk.

The ordinance was read by title only by Teresa Henry, City Clerk.

Teresa Henry, City Clerk, remained available for any discussion.

Alderman Mims, seconded by Alderman Emerson, made a motion to adopt.

The motion was discussed.

The motion was approved by a vote of 10-0.

Ayes: Aldermen Mims, Emerson, Bill Van Buskirk, Hunt, Ward, Greene, Aziere, Walters, Mary Jane Van Buskirk, Myers

Nays: None

Became Ordinance 5605-19

NEW BUSINESS

4. **R-3211-19: A RESOLUTION** AUTHORIZING AND APPROVING AN AGREEMENT FOR INMATE SECURITY HOUSING SERVICES BY AND BETWEEN JOHNSON COUNTY MISSOURI SHERIFF'S OFFICE AND THE CITY OF RAYTOWN, MISSOURI IN AN AMOUNT NOT TO EXCEED \$14,500.00 FOR FISCAL YEAR 2018-2019. Point of Contact: Randy Hudspeth, Interim Police Chief.

The resolution was read by title only by Teresa Henry, City Clerk.

Randy Hudspeth, Interim Police Chief, remained available for any discussion.

The resolution was discussed.

Alderman Myers, seconded by Alderman Mims, made a motion to adopt.

Discussion continued.

The motion was approved by a vote of 10-0.

Ayes: Aldermen Myers, Mims, Mary Jane Van Buskirk, Greene, Bill Van Buskirk, Emerson, Aziere, Hunt, Walters, Ward

Nays: None

5. **R-3212-19: A RESOLUTION** AUTHORIZING AND APPROVING THE EXPENDITURE OF FUNDS TO MISSOURI ORGANIC, WCA AND COMPOST CONNECTION FOR THE CITY OF RAYTOWN'S CLEAN-UP COUPON PROGRAM IN AN AMOUNT NOT TO EXCEED \$52,000.00 AND AMEND THE FISCAL YEAR 2018-2019. Point of Contact: Damon Hodges, City Administrator.

The resolution was read by title only by Teresa Henry, City Clerk.

Damon Hodges, City Administrator, remained available for any discussion.

Alderman Bill Van Buskirk, seconded by Alderman Aziere, made a motion to adopt.

The resolution as discussed.

The motion was approved by a vote of 10-0.

Ayes: Aldermen Bill Van Buskirk, Aziere, Mims, Hunt, Ward, Emerson, Greene, Walters, Myers, Mary Jane Van Buskirk

Nays: None

Communication from the Mayor

None

Communication from the City Administrator

Damon Hodges, City Administrator, provided an update on the City's current projects and plans.

Mayor McDonough announced an upcoming City event.

Committee Reports

Comments were made by Aldermen Greene, Bill Van Buskirk, Aziere, Emerson, Myers, Hunt and Mims.

Alderman Mims seconded by Alderman Myers made a motion to adjourn. The motion was approved by a vote of 10-0.

Ayes: Aldermen Mims, Myers, Emerson, Ward, Aziere, Hunt, Bill Van Buskirk, Walters, Mary Jane Van Buskirk, Greene

Nays: None

ADJOURNMENT

The meeting adjourned 8:25 p.m.

Teresa M. Henry, MRCC
City Clerk

CITY OF RAYTOWN
Request for Board Action

Date: June 13, 2019

Resolution No. R-3213-19

To: Mayor and Board of Aldermen

From: Teresa Henry, City Clerk

Department Head Approval: _____

City Administrator Approval: _____

Action Requested: Appointment of Special Sales Tax Review Committee member to represent Ward 1.

Recommendation: None.

Analysis: The Special Sales Tax Review Committee was originally established in 2002 to provide guidance and oversight on how money from the Transportation Sales Tax, Capital Improvement Sales Tax and Public Safety Sales Taxes approved by the voters is spent. In doing so, the Committee is required to meet at least once each quarter to monitor the plan.

The Committee is comprised of one citizen member from each of the five Wards selected by mutual agreement of the Aldermen elected to represent the Ward and the appointment of two additional citizen members by the Mayor. If the two Aldermen representing that Ward cannot agree on a citizen member, then each of the two Aldermen nominate a citizen member and the Board of Aldermen select the committee member by majority vote.

There is currently a vacancy on the Committee from Ward 1 and the Aldermen from Ward 1 have reached a consensus and recommend Deborah Sommer be appointed to fill the vacant position.

To be qualified for appointment a citizen must meet the following criteria:

1. current resident
2. at least 21 years of age
3. citizen of US
4. resident of the City for at least one year prior to appointment.

A RESOLUTION AUTHORIZING AND APPROVING THE APPOINTMENT OF DEBORAH SOMMER AS THE WARD 1 REPRESENTATIVE TO THE SPECIAL SALES TAX REVIEW COMMITTEE

WHEREAS, Resolution 1312-02 provides for appointment of a Special Sales Tax Review Committee; and

WHEREAS, such Special Sales Tax Review Committee is comprised of one citizen from each of the five Wards appointed by the Aldermen who represent that Ward and two citizens appointed at-large by the Mayor; and

WHEREAS, in the event the Aldermen representing the Ward are unable to agree on an individual to appoint to the Committee, each Alderman nominates a representative to serve on the Committee and the representative for the Ward is selected by a vote of the Board of Aldermen; and

WHEREAS, a vacancy exists in Ward 1 on the Special Sales Tax Review Committee and the Aldermen from Ward 1 recommend the appointment of Deborah Sommer to be the Ward 1 representative to the Special Sales Tax Review Committee.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

THAT Deborah Sommer, 8915 E. 72nd Street, Raytown, MO is hereby appointed as the Ward 1 member of the Special Sales Tax Review Committee, to fill the remainder of an unexpired term ending November 1, 2021, or until a successor is duly appointed; and

FURTHER THAT this resolution shall be in full force and effect from and after the date of its passage and approval.

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Missouri, the 18th day of June, 2019.

Michael McDonough, Mayor

ATTEST:

Teresa M. Henry, City Clerk

Approved as to Form:

Jennifer M. Baird, City Attorney

Teresa Henry

From: Please Do Not Click Reply <support@govoffice.com>
Sent: Sunday, May 26, 2019 5:05 PM
To: Teresa Henry
Subject: Application for Boards, Committees and Commissions (form) has been filled out on your site.

Your Site has received new information through a form.

Form: Application for Boards, Committees and Commissions Site URL: www.raytown.mo.us

Date: May 26, 2019

Last Name: Sommer

First Name: Deborah

Middle Name: Ann

Address: 8915 E 72nd St

Phone: Day:

Phone: Evening:

Cell Phone Number: 816-830-0131

Fax No.:

Email Address: deborahsommer1@gmail.com

Which board would you like to serve on?: Special Sales Tax Citizen Review Committee

Because: Community Involvement

My strength(s) on this Board/Commission will be:: Accounting work history included reconciliation of actual expenses to budgets.

Education:High School/City/State/Date: Raytown South High School Raytown, MO May 1970

Trade/College/University/Degree/Date: Metropolitan Community College

Certificate Accounting, May 1981

Post Graduate/College/Degree/Date:

Current: Employer/Address/Position: Retired Past Employer/Address/Position/Dates: Halls LLC, 2450 Grand Blvd, Kansas City, MO Accounting Office Manager September 1979 to May 2016 Past Employer/Address/Position/Dates:

Organization/Leadership Position(s)/Membership Dates (s): Our Lady of Lourdes Trusted Servants, Secretary Raytown Educational Foundation Trustee, Finance Committee PEO Chapter IY, Treasurer All above are positions that I currently hold.

If so, please explain.: No

If yes, how often do you anticipate this would occur?: Yes, rarely. I am currently unavailable, in the evening, on the first and last Tuesday of each month.

Do Not Click Reply - This e-mail has been generated from a super form.

CITY OF RAYTOWN
Request for Board Action

Date: June 13, 2019
To: Mayor and Board of Aldermen
From: Teresa Henry, City Clerk

Resolution No.: R-3214-19

Department Head Approval: _____

City Administrator Approval: _____



Action Requested: Approve a resolution reappointing Tommy Bettis to the Planning & Zoning Commission for a four-year term which will expire on July 1, 2023.

Analysis: The Raytown Zoning Ordinance calls for the City to have a Planning & Zoning Commission that has the following powers to:

1. Prepare a zoning plan for the regulation of the height, area, bulk, location and use of private, nonprofit and public structures and premises, and of population density.
2. Make and adopt a comprehensive plan for the physical development of the city.
3. Review and provide a recommendation to the Board of Aldermen on all land use applications, which include, rezoning applications and conditional use permit applications.
4. Review and approve preliminary plat applications.
5. Review and provide a recommendation to the Board of Aldermen on all final plat applications.

The Planning & Zoning Commission consists of nine (9) members all of whom must be residents of Raytown. Each of the members of the Planning & Zoning Commission are appointed by the Mayor and approved by the Board of Aldermen. Members serve staggered four-year terms.

The current term of Mr. Bettis will expire on July 1, 2019 and he has expressed an interest in being reappointed for another term. The application for reappointment is attached which expresses interest in being reappointed to serve another term on the Planning & Zoning Commission.

Alternatives: Appoint someone else.

A RESOLUTION AUTHORIZING AND APPROVING THE REAPPOINTMENT OF TOMMY BETTIS TO THE PLANNING & ZONING COMMISSION

WHEREAS, the Raytown Planning & Zoning Commission was established pursuant to Ordinance 139 which provides for the appointment of nine (9) Planning & Zoning Commission members appointed by the Mayor with the approval of the Board of Aldermen; and

WHEREAS, Tommy Bettis was originally appointed to the Planning & Zoning Commission on June 19, 2007 to fulfill an un-expired term ending July 1, 2011 and was reappointed and is currently serving a 4-year term which will expire July 1, 2019 and the Mayor desires to reappoint Tommy Bettis to an additional 4-year term on the Planning & Zoning Commission, expiring July 1, 2023 or until a successor is duly appointed; and

WHEREAS, the Board of Aldermen find it is in the best interest of the city to approve such appointments as proposed by the Mayor;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

THAT Tommy Bettis, 5525 Woodson, Raytown, Missouri; is hereby reappointed as a member of the Planning & Zoning Commission to a 4-year term expiring July 1, 2023, or until a successor is duly appointed.

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Missouri, the 18th day of June, 2019.

Michael McDonough, Mayor

ATTEST:

Teresa M. Henry, City Clerk

Approved as to Form:

Jennifer M. Baird, City Attorney



City of Raytown

Boards and Commissions Application

Thank you for your interest in serving on one of the City of Raytown Boards and Commissions. Volunteers like you are essential to ensuring that your city government is responsive to the needs of the community.

Please help us place you in the most appropriate Board/Commission by completing this questionnaire.

Date: 09 JUNE 2019

Name: BETTS, III THOMAS "Tommy" A
Last First Middle

Address: 5525 WOODSON ROAD, RAYTOWN MO 64133
Street City Zip Code

Contact Information:

816-898-8669 gutenguy01@gmail.com
Phone: Day Evening Cell Fax E-Mail Address

I want to serve on the PLANNING AND ZONING Board/Commission

Because: I HAVE ENJOYED THOUGHTFULLY SERVING OUR COMMUNITY

My strength(s) on this Board/Commission will be: I BELIEVE IN RAYTOWN. I COME FROM OVERLAND PARK A FLAGSHIP CITY. I KNOW RAYTOWN CAN BECOME A BETTER PLACE TO LIVE AND DO BUSINESS.

Education: SHAWNEE MISSION NORTH OP/KS MAY 1986
High School City/State Date

JOHNSON COUNTY COMM COLLEGE AS 1989
Trade/College/University Degree Date

Post Graduate: UNIVERSITY OF KANSAS B.A. H. BIOLOGY MAY 1995
College/University Degree Date

Employment (Maximum 10 years):

Current: ALLIED GLOBAL RESULTS 10901 W. BATTERY LANE MO 64214
 Employer Address Position

Past: Dex Media 8550 W. 137th CPKS SALES 9/2015-4/2017
 Employer Address Position Dates

Past: USA800 INC. 9808 E. 66th SALES MGR 10/2015-08/2015
 Employer Address Position Dates

Community Involvement:

Organization	Leadership Position(s)	Membership Date(s)
1. <u>TROOP 469 BOY SCOUTS OF AMERICA</u>	<u>Raytown Assistant Scout Master, Camp 12 Chair, Scout Master</u>	<u>2006 - CURRENT</u>
2. <u>RAYTOWN 5707 BLUE RIDGE</u>	<u>ASSISTANT SCOUT MASTER CURRENTLY</u>	<u>RAYTOWN, MO 64133</u>
3. _____	_____	_____
4. _____	_____	_____
5. _____	_____	_____

Do you have business or property interests that might place you in a conflict of interest situation should you be appointed to this Board/Commission? If so, please explain.

No. None Presently.

Do you anticipate that there will be times when you will not be able to attend the Board/Commission meeting? If yes, how often do you anticipate this would occur?

Yes. 3 TIMES PER YEAR, DUE TO MY SON'S BOY SCOUT TROOP.

Return to: City Clerk's Office, 10000 East 59th Street, Raytown, MO 64133; thenry@raytown.mo.us or FAX to 816-737-6097.

CITY OF RAYTOWN
Request for Board Action

Date: June 13, 2019

Resolution No.: R-3215-19

To: Mayor and Board of Aldermen

From: Teresa Henry, City Clerk

Department Head Approval: _____

City Administrator Approval: _____

Action Requested: Approve a resolution reappointing Mary Phyl Dwight to the Planning & Zoning Commission for a four-year term which will expire on July 1, 2021.

Analysis: The Raytown Zoning Ordinance calls for the City to have a Planning & Zoning Commission that has the following powers to:

1. Prepare a zoning plan for the regulation of the height, area, bulk, location and use of private, nonprofit and public structures and premises, and of population density.
2. Make and adopt a comprehensive plan for the physical development of the city.
3. Review and provide a recommendation to the Board of Aldermen on all land use applications, which include, rezoning applications and conditional use permit applications.
4. Review and approve preliminary plat applications.
5. Review and provide a recommendation to the Board of Aldermen on all final plat applications.

The Planning & Zoning Commission consists of nine (9) members all of whom must be residents of Raytown. Each of the members of the Planning & Zoning Commission are appointed by the Mayor and approved by the Board of Aldermen. Members serve staggered four-year terms.

The current term of Mary Phyl Dwight has expired and she has expressed an interest in being reappointed for another term. The application for reappointment is attached which expresses interest in being reappointed to serve another term on the Planning & Zoning Commission.

Alternatives: Appoint someone else.

A RESOLUTION AUTHORIZING AND APPROVING THE REAPPOINTMENT OF MARY PHYL DWIGHT TO THE PLANNING & ZONING COMMISSION

WHEREAS, the Raytown Planning & Zoning Commission was established pursuant to Ordinance 139 which provides for the appointment of nine (9) Planning & Zoning Commission members appointed by the Mayor with the approval of the Board of Aldermen; and

WHEREAS, Mary Phyl Dwight was originally appointed to the Planning & Zoning Commission on September 6, 2011, and the Mayor desires to reappoint Mary Phyl Dwight to a 4-year term on the Planning & Zoning Commission, expiring July 1, 2021 or until a successor is duly appointed; and

WHEREAS, the Board of Aldermen find it is in the best interest of the City to approve such appointments as proposed by the Mayor;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

THAT Mary Phyl Dwight, 7432 Hardy, Raytown, Missouri, is hereby reappointed as a member of the Planning & Zoning Commission to a 4-year term ending July 1, 2021, or until a successor is duly appointed.

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Missouri, the 18th day of June, 2019.

Michael McDonough, Mayor

ATTEST:

Teresa M. Henry, City Clerk

Approved as to Form:

Jennifer M. Baird, City Attorney



City of Raytown

Boards and Commissions Application

Thank you for your interest in serving on one of the City of Raytown Boards and Commissions. Volunteers like you are essential to ensuring that your city government is responsive to the needs of the community.

Please help us place you in the most appropriate Board/Commission by completing this questionnaire.

Date: 6/10/2019

Name: Dwight Mary Phyl
Last First Middle
Address: 7432 Hardy Raytown MO 64133
Street City Zip Code

Contact Information:
816-560-1567 dwightmp@icloud.com
Phone: Day Evening Cell Fax E-Mail Address

I want to serve on the Planning & Zoning Commission Board/Commission

Because: I was raised in Raytown and want to see Raytown continue to grow into a thriving community - community business, walk/bike/drive community, etc.

My strength(s) on this Board/Commission will be:
Long time resident of Raytown
Background in community development related to health/exercise

Education: Raytown South Raytown, MO 1970
High School City/State Date
Southwest Missouri State BS in Phys Ed 1974
Trade/College/University Degree Date
Post Graduate: Kansas State MS in Phys Ed 1975
College/University Degree Date

Employment (Maximum 10 years):

Current: _____
Employer Address Position

Past: UMKC SRC#246 5100 Rockhill Rd 1996-2019
Employer Address Position Dates

Past: _____
Employer Address Position Dates

Community Involvement:

	Organization	Leadership Position(s)	Membership Date(s)
1.	Raytown Planning & Zoning Commission		
2.	Pumpkin Festival at Cave Springs		
3.			
4.			
5.			

Do you have business or property interests that might place you in a conflict of interest situation should you be appointed to this Board/Commission? If so, please explain.

No

Do you anticipate that there will be times when you will not be able to attend the Board/Commission meeting? If yes, how often do you anticipate this would occur?

Mail to: Mayor's Office, 10000 East 59th Street, Raytown, MO 64133; or FAX: 816-737-6097.

CITY OF RAYTOWN
Request for Board Action

Date: June 13, 2019

Resolution No.: R-3216-19

To: Mayor and Board of Aldermen

From: Teresa M. Henry, City Clerk

Department Head Approval: _____

City Administrator Approval: _____



Action Requested: Approve a resolution reappointing Dwight Robinson to the Planning & Zoning Commission for a four-year term which will expire on July 1, 2023.

Analysis: The Raytown Zoning Ordinance calls for the City to have a Planning & Zoning Commission that has the following powers to:

1. Prepare a zoning plan for the regulation of the height, area, bulk, location and use of private, nonprofit and public structures and premises, and of population density.
2. Make and adopt a comprehensive plan for the physical development of the city.
3. Review and provide a recommendation to the Board of Aldermen on all land use applications, which include, rezoning applications and conditional use permit applications.
4. Review and approve preliminary plat applications.
5. Review and provide a recommendation to the Board of Aldermen on all final plat applications.

The Planning & Zoning Commission consists of nine (9) members all of whom must be residents of Raytown. Each of the members of the Planning & Zoning Commission are appointed by the Mayor and approved by the Board of Aldermen. Members serve staggered four-year terms.

The current term of Mr. Robinson will expire on July 1, 2019 and he has expressed an interest in being reappointed for another term. The application for reappointment is attached which expresses interest in being reappointed to serve another term on the Planning & Zoning Commission.

Alternatives: Appoint someone else.

A RESOLUTION AUTHORIZING AND APPROVING THE REAPPOINTMENT OF DWIGHT ROBINSON TO THE PLANNING & ZONING COMMISSION

WHEREAS, the Raytown Planning & Zoning Commission was established pursuant to Ordinance 139 which provides for the appointment of nine (9) Planning & Zoning Commission members appointed by the Mayor with the approval of the Board of Aldermen; and

WHEREAS, Dwight Robinson was originally appointed to the Planning & Zoning Commission on August 21, 2007 with a term expiring July 1, 2011 or until a successor was duly appointed and the Mayor desires to reappoint Dwight Robinson to a 4-year term on the Planning & Zoning Commission, expiring July 1, 2023 or until a successor is duly appointed; and

WHEREAS, the Board of Aldermen find it is in the best interest of the City to approve such appointments as proposed by the Mayor;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

THAT Dwight Robinson, 11713 E. 78th Street, Raytown Missouri; is hereby reappointed as a member of the Planning & Zoning Commission to a 4-year term expiring July 1, 2023, or until a successor is duly appointed.

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Missouri, the 18th day of June, 2019.

Michael McDonough, Mayor

ATTEST:

Teresa M. Henry, City Clerk

Approved as to Form:

Jennifer M. Baird, City Attorney



City of Raytown

Boards and Commissions Application

Thank you for your interest in serving on one of the City of Raytown Boards and Commissions. Volunteers like you are essential to ensuring that your city government is responsive to the needs of the community.

Please help us place you in the most appropriate Board/Commission by completing this questionnaire.

Date: 6/10/2019

Name: Robinson Dwight G
Last First Middle

Address: 11713 E 78th St Raytown MO 64138-2546
Street City Zip Code

Contact Information:
816-353-4946 816-686-1280 drobin1935@aol.com
Phone: Day Evening Cell Fax E-Mail Address

I want to serve on the Planning & Zoning Board/Commission

Because: I want to continue to serve my city in some capacity, and P&Z is a fit with my engineering background.

My strength(s) on this Board/Commission will be:
Engineering education and experience
Construction experience
Experience working with many other cities

Education: Artesia New Mexico Grad. 1952
High School City/State Date

Univ of Missouri, Columbia BS Engineering 1957
Trade/College/University Degree Date

Post Graduate: Univ of Kansas MS Envir. Engineering 1975
College/University Degree Date

Employment (Maximum 10 years):

Current: Employeed @ home, retired
Employer Address Position

Past: Burns & McDonnell Engineering Co., various and Vice Pres. 1962-1998
Employer Address Position Dates

Past: _____
Employer Address Position Dates

Community Involvement:

	Organization	Leadership Position(s)	Membership Date(s)
1.	Shepherds Center,	Handyman Program Dir	2000-2013
2.	Blue Ridge Blvd UMC	Chairman of Trustees 3-4yr terms (b/w 1962 and 2012)	
3.	_____	_____	_____
4.	_____	_____	_____
5.	_____	_____	_____

Do you have business or property interests that might place you in a conflict of interest situation should you be appointed to this Board/Commission? If so, please explain.

None

Do you anticipate that there will be times when you will not be able to attend the Board/Commission meeting? If yes, how often do you anticipate this would occur?

I will miss on rare occasions, only for very good reasons.

Mail to: Mayor's Office, 10000 East 59th Street, Raytown, MO 64133; or FAX: 816-737-6097.

CITY OF RAYTOWN
Request for Board Action

Date: June 13, 2019

Resolution No.: R-3217-19

To: Mayor and Board of Aldermen

From: Teresa M. Henry, City Clerk

Department Head Approval: _____

City Administrator Approval: _____



Action Requested: Approve a resolution authorizing and approving the reappointment of Kevin Wilson to the Planning & Zoning Commission for a four-year term which will expire on July 1, 2023.

Analysis: The Raytown Zoning Ordinance calls for the City to have a Planning & Zoning Commission that has the following powers to:

1. Prepare a zoning plan for the regulation of the height, area, bulk, location and use of private, nonprofit and public structures and premises, and of population density.
2. Make and adopt a comprehensive plan for the physical development of the City.
3. Review and provide a recommendation to the Board of Aldermen on all land use applications, which include, rezoning applications and conditional use permit applications.
4. Review and approve preliminary plat applications.
5. Review and provide a recommendation to the Board of Aldermen on all final plat applications.

The Planning & Zoning Commission consists of nine (9) members all of whom must be residents of Raytown. Each of the members of the Planning & Zoning Commission are appointed by the Mayor and approved by the Board of Aldermen. Members serve staggered four-year terms.

The current term of Kevin Wilson will expire on July 1, 2019 and he has expressed an interest in being reappointed for another term. The application for reappointment is attached which expresses interest in being reappointed to serve another term on the Planning & Zoning Commission.

Alternatives: Appoint someone else.

A RESOLUTION AUTHORIZING AND APPROVING THE REAPPOINTMENT OF KEVIN WILSON TO THE PLANNING & ZONING COMMISSION

WHEREAS, the Raytown Planning & Zoning Commission was established pursuant to Ordinance 139 which provides for the appointment of nine (9) Planning & Zoning Commission members appointed by the Mayor with the approval of the Board of Aldermen; and

WHEREAS, Kevin Wilson was originally appointed to the Planning & Zoning Commission on September 16, 2003 with a term ending July 1, 2007 or until a successor was duly appointed and the Mayor desires to reappoint Kevin Wilson to a 4-year term on the Planning & Zoning Commission, expiring July 1, 2023 or until a successor is duly appointed; and

WHEREAS, the Board of Aldermen find it is in the best interest of the City to approve such appointment as proposed by the Mayor;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

THAT Kevin Wilson, 8608 Ridgeway Court, Raytown Missouri; is hereby reappointed as a member of the Planning & Zoning Commission to a 4-year term expiring July 1, 2023, or until a successor is duly appointed.

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Missouri, the 18th day of June, 2019.

Michael McDonough, Mayor

ATTEST:

Teresa M. Henry, City Clerk

Approved as to Form:

Jennifer M. Baird, City Attorney



City of Raytown

Boards and Commissions Application

Thank you for your interest in serving on one of the City of Raytown Boards and Commissions. Volunteers like you are essential to ensuring that your city government is responsive to the needs of the community.

Please help us place you in the most appropriate Board/Commission by completing this questionnaire.

Date: June 10, 2019

Name: Wilson Kevin Robert
Last First Middle

Address: 8608 Ridgeway Ct. Raytown MO 64138
Street City Zip Code

Contact Information:

816-651-9009 816-651-9009 816-651-9009 N/A krwilson65@gmail.com
Phone: Day Evening Cell Fax E-Mail Address

I want to serve on the Planning and Zoning Board/Commission

Because: I have been a member of the Planning and Zoning Board for several appointment and seek reappointment. I have been Chairperson for recurring terms and wish to continue leading the Board.

My strength(s) on this Board/Commission will be:

I am a confident leader that brings a variety of experiences to the Board that come from my career and extra-cirricular volunteer positions. I am a life long member of the Raytown community and understand the city and how it continues to evolve.

Education: Raytown High School Raytown / Missouri 1984 Graduate
High School City/State Date

University of Central Missouri Business Administration / Marketing 1992
Trade/College/University Degree Date

Post Graduate: Various programming course - Longview
College/University Degree Date

CITY OF RAYTOWN
Request for Board Action

Date: June 13, 2019

Resolution No.: R-3218-19

To: Mayor and Board of Aldermen

From: Teresa Henry, City Clerk

Department Head Approval: _____

City Administrator Approval: _____



Action Requested: Reappointment of Loretha Hayden to the Raytown Park Board.

Recommendation: Approve the reappointment.

Analysis: The Raytown Park Board was established pursuant to Ordinance 109, which provides for the appointment of nine (9) Park Board Directors appointed by the Mayor with the approval of the Board of Aldermen. The term of the members is for three years and the terms are supposed to be staggered to provide consistent and experienced leadership.

Currently, Ms. Hayden is serving a three (3) year term which expired June 1, 2019. The Mayor has recommended that Loretha Hayden be reappointed to a three (3) year term which expires June 1, 2022.

Alternatives: Reject the reappointment.

A RESOLUTION AUTHORIZING AND APPROVING THE REAPPOINTMENT OF LORETHA HAYDEN TO THE RAYTOWN PARK BOARD

WHEREAS, the Raytown Park Board was established pursuant to Ordinance 109 which provides for the appointment of nine (9) Park Board Directors appointed by the Mayor with the approval of the Board of Aldermen; and

WHEREAS, Loretha Hayden was originally appointed to the Raytown Park Board on May 15, 2018 to fulfill an unexpired term ending June 1, 2019 and the Mayor desires to reappoint Loretha Hayden to a three (3) year term expiring June 1, 2022 or until a successor is duly appointed; and

WHEREAS, the Board of Aldermen find it is in the best interest of the City to approve such reappointment as proposed by the Mayor;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

THAT Loretha Hayden, 7001 Lakeshore Drive, Raytown, Missouri is hereby reappointed as a member of the Raytown Park Board to a three (3) year term expiring June 1, 2022, or until a successor is duly appointed.

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Missouri, the 18th day of June, 2019.

Michael McDonough, Mayor

ATTEST:

Approved as to Form:

Teresa M. Henry, City Clerk

Jennifer M. Baird, City Attorney



City of Raytown

Boards and Commissions Application

Thank you for your interest in serving on one of the City of Raytown Boards and Commissions. Volunteers like you are essential to ensuring that your city government is responsive to the needs of the community.

Please help us place you in the most appropriate Board/Commission by completing this questionnaire.

Date: 6/12/19

Name: Hayden Loretha V
Last First Middle

Address: 7001 Lakeshore Dr. Raytown MO 64133
Street City Zip Code

Contact Information:

816-510-5243 816-737-5572 816-510-5243 816-737-9599 lvhayden@sbcglobal.net
Phone: Day Evening Cell Fax E-Mail Address

I want to serve on the Raytown Park Board Board/Commission

Because: I believe I can add to the Park Board by creating a diverse perspective.

My strength(s) on this Board/Commission will be:

Leadership
Diversity of thought
People skills

Education: Paseo High School KC, MO Paseo High School
High School City/State Date

Baker University BA May 2009
Trade/College/University Degree Date

Post Graduate: Avila University Masters Psych. Organizational Devel. Avila University
College/University Degree Date

Employment (Maximum 10 years):

Current: Lutfis Raytown, 6633 Raytown Rd. Raytown, MO owner
Employer Address Position

Past: State Farm Ins. KCMO Claim Team Manager 7/1984 - 11/2016
Employer Address Position Dates

Past: Missouri Probation & Parole, KCMO Clerk/Steno 1980-1984
Employer Address Position Dates

Community Involvement:

	Organization	Leadership Position(s)	Membership Date(s)
1.	Raytown Chamber	(past BOD various committees)	2007 - current
2.	Raytown Schools Citizens Advisory Committee		2017 - current
3.	Raytown Education Foundation		2015 - current
4.	Truman Heartland Foundation		2016 - current
5.			

Do you have business or property interests that might place you in a conflict of interest situation should you be appointed to this Board/Commission? If so, please explain.

No

Do you anticipate that there will be times when you will not be able to attend the Board/Commission meeting? If yes, how often do you anticipate this would occur?

No

Mail to: Mayor's Office, 10000 East 59th Street, Raytown, MO 64133; or FAX: 816-737-6097.

CITY OF RAYTOWN
Request for Board Action

Date: June 13, 2019

Resolution No.: R-3219-19

To: Mayor and Board of Aldermen

From: Teresa Henry, City Clerk

Department Head Approval: _____

City Administrator Approval: _____



Action Requested: The reappointment of David Thurman to the Raytown Park Board.

Recommendation: Approve the reappointment.

Analysis: The Raytown Park Board was established pursuant to Ordinance 109, which provides for the appointment of nine (9) Park Board Directors appointed by the Mayor with the approval of the Board of Aldermen. The term of the members is for three (3) years and the terms are supposed to be staggered to provide consistent and experienced leadership.

Currently, Mr. Thurman is serving a three (3) year term which expired June 1, 2019. The Mayor has recommended that David Thurman be reappointed to a three (3) year term which expires June 1, 2022.

Alternatives: Reject the reappointment.

Attachment(s): Application

A RESOLUTION AUTHORIZING AND APPROVING THE REAPPOINTMENT OF DAVID THURMAN TO THE RAYTOWN PARK BOARD

WHEREAS, the Raytown Park Board was established pursuant to Ordinance 109 which provides for the appointment of nine (9) Park Board Directors appointed by the Mayor with the approval of the Board of Aldermen; and

WHEREAS, David Thurman was originally appointed to the Raytown Park Board to fulfill an unexpired term ending June 1, 2019 and the Mayor desires to reappoint David Thurman to a 3 (three) year term expiring June 1, 2022 or until a successor is duly appointed; and

WHEREAS, the Board of Aldermen find it is in the best interest of the City to approve such reappointment as proposed by the Mayor;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

THAT David Thurman, 10500 E. 80th Street, Raytown, Missouri, is hereby reappointed as a member of the Raytown Park Board to a three (3) year term expiring June 1, 2022, or until a successor is duly appointed.

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Missouri, the 18th day of June, 2019.

Michael McDonough, Mayor

ATTEST:

Approved as to Form:

Teresa M. Henry, City Clerk

Jennifer M. Baird, City Attorney



City of Raytown

Boards and Commissions Application

Thank you for your interest in serving on one of the City of Raytown Boards and Commissions. Volunteers like you are essential to ensuring that your city government is responsive to the needs of the community.

Please help us place you in the most appropriate Board/Commission by completing this questionnaire.

Date: June 7, 2019

Name: Thurman David Harlan
Last First Middle
Address: 10500 E 80th St Raytown MO 64138
Street City Zip Code

Contact Information:
816.305.3732 816.358.4839 816.305.3732 david.h.thurman@gmail.com
Phone: Day Evening Cell Fax E-Mail Address

I want to serve on the Raytown Park Board Board/Commission

Because: As a long-time Raytown resident, I feel that continuing to develop, improve and expand our Parks system is an important component in attracting more residents.
A strong and vibrant Parks program also enhances the existing community thus fostering hometown pride.

My strength(s) on this Board/Commission will be:
Organization, logic, willingness to hear all sides and base my decisions on the facts at hand and a background in reaching consensus in a committee setting.

Education: RAYTOWN SOUTH RAYTOWN, MO GRADUATE 1976
High School City/State Date

LONGVIEW C.C. AA GRADUATE 1987
Trade/College/University Degree Date

Post Graduate: UNIV MISSOURI-KC BS-POLITICAL SCIENCE GRADUATE 1989
College/University Degree Date

CITY OF RAYTOWN
Request for Board Action

Date: June 13, 2019

Resolution No.: R-3220-19

To: Mayor and Board of Aldermen

From: Teresa Henry, City Clerk

Department Head Approval: _____

City Administrator Approval: _____



Action Requested: The reappointment of Robbie Tubbs to the Raytown Park Board.

Recommendation: Approve the reappointment.

Analysis: The Raytown Park Board was established pursuant to Ordinance 109, which provides for the appointment of nine (9) Park Board Directors appointed by the Mayor with the approval of the Board of Aldermen. The term of the members is for three (3) years and the terms are supposed to be staggered to provide consistent and experienced leadership.

Currently, Ms. Tubbs is serving a three (3) year term which expired June 1, 2019. The Mayor has recommended that Robbie Tubbs be reappointed to a three (3) year term which expires June 1, 2022.

Alternatives: Reject the reappointment.

Attachment(s): Application

A RESOLUTION AUTHORIZING AND APPROVING THE REAPPOINTMENT OF ROBBIE TUBBS TO THE RAYTOWN PARK BOARD

WHEREAS, the Raytown Park Board was established pursuant to Ordinance 109 which provides for the appointment of nine (9) Park Board Directors appointed by the Mayor with the approval of the Board of Aldermen; and

WHEREAS, Robbie Tubbs was originally appointed to the Raytown Park Board on August 10, 2016 to fulfill an unexpired term and the Mayor desires to reappoint Robbie Tubbs to a three (3) year term expiring June 1, 2022 or until a successor is duly appointed; and

WHEREAS, the Board of Aldermen find it is in the best interest of the City to approve such reappointment as proposed by the Mayor;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

THAT Robbie Tubbs, 7405 Willow, Raytown, Missouri, is hereby reappointed as a member of the Raytown Park Board to a three (3) year term expiring June 1, 2022, or until a successor is duly appointed;

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Missouri, the 18th day of June, 2019.

Michael McDonough, Mayor

ATTEST:

Approved as to Form:

Teresa M. Henry, City Clerk

Jennifer M. Baird

Teresa Henry

From: Please Do Not Click Reply <support@govoffice.com>
Sent: Wednesday, May 1, 2019 12:02 PM
To: Teresa Henry
Subject: Application for Boards, Committees and Commissions (form) has been filled out on your site.

Your Site has received new information through a form.

Form: Application for Boards, Committees and Commissions Site URL: www.raytown.mo.us

Date: May 1, 2019

Last Name: Tubbs

First Name: Robbie

Middle Name: L

Address: 7405 Willow Ave

Raytown, MO 64133

Phone: Day: 8163922459

Phone: Evening:

Cell Phone Number:

Fax No.:

Email Address: robbiet317@hotmail.com

Which board would you like to serve on?: Park Board

Because: I have been on the Park Board for 3 years and I would like to continue to serve My strength(s) on this Board/Commission will be:: As a decreed accountant, I understand financials and budgets Education:High

School/City/State/Date: East High School Kansas City MO

Trade/College/University/Degree/Date: Sterling College Kansas City, MO Post Graduate/College/Degree/Date:

Current: Employer/Address/Position: Blue Nile Contractors Senior Staff Accountant

02/2018 - Present

Past Employer/Address/Position/Dates: Mid America Regional Council Kansas City, MO

05/2016 - 02/2018

Past Employer/Address/Position/Dates: Eagle Materials Kansas City, MO

11/2011 - 05/2016

Organization/Leadership Position(s)/Membership Dates (s): I have served as Chairperson for both the Personnel committee and the Program Committee If so, please explain.: no If yes, how often do you anticipate this would occur?:

No

Do Not Click Reply - This e-mail has been generated from a super form.

CITY OF RAYTOWN
Request for Board Action

Date: June 12, 2019

Bill No.: 6505-19

To: Mayor and Board of Aldermen

Section No.: XIII

From: Chris Gilbert, Planning & Zoning Coordinator

Department Head Approval: _____

Finance Director Approval: _____ (only if funding is requested)

City Administrator Approval: _____

Action Requested: Board of Aldermen approval to amend the Raytown MO Code of Ordinances Chapter 50, Article XI and add Article XII, Medical Marijuana.

Recommendation: Staff recommends approval as submitted.

Analysis: In November, 2018, Missouri voters approved an amendment to the Missouri Constitution that legalized the growing, manufacturing, transportation, consumption and sale of Marijuana for medicinal purposes only. Those regulations were finalized by the Missouri Department of Health and Senior Services on May 24, 2019, providing staff fairly solid regulatory guidelines to go by in preparing this Ordinance. This same state agency plans to begin considerations of applications for Medical Marijuana Facilities statewide on August 3, 2019, necessitating this Ordinance to give the City some control over their siting and operations.

This Ordinance, designed to be consistent with state law while also protecting Raytown neighborhoods and residents from the undesirable impacts of Medical Marijuana operations, is an entirely new Article XII addition to Chapter 50 of the Raytown Municipal Code. Included in the Ordinance are new medical marijuana-specific definitions, detailed requirements for siting the various types of facilities and types of approval methods required, and basic regulations for residential based medical marijuana operations. Article XI of Chapter 50 is also amended to add reserved sections for future code amendments and contains no other changes.

Staff worked closely with legal counsel, reviewed similar Ordinances passed by other Missouri cities, and considered other related codes such as Building and Fire Codes as this Ordinance was being drafted. An open-to-the-public informational meeting was held by the Planning Commission on May 7, 2019, at which Missouri Department of Health and Senior Services representatives and legal counsel representing the City provided presentations and answered citizen questions after the meeting. The Planning Commission held a properly advertised public hearing on June 6, 2019, and upon conclusion of the public hearing, recommended approval of the Ordinance with a few minor changes.

Alternatives: Suggest alternative changes to the text of Article XII.

Budgetary Impact:

Not Applicable

Additional Reports Attached: Amended Ordinance Chapter 50, Article XI and added Article XII.

AN ORDINANCE AMENDING CHAPTER 50 (ZONING) OF THE CODE OF ORDINANCES OF THE CITY OF RAYTOWN, MISSOURI ARTICLE XI AND ADDING ARTICLE XII TITLED MEDICAL MARIJUANA

WHEREAS, the voters of Missouri passed Amendment 2 in November 2018 legalizing the growing, manufacturing, transportation, and consumption of marijuana for medicinal purposes; and

WHEREAS, the Department of Health and Senior Services (the “Department”) was tasked with issuing rules necessary for the implementation and enforcement of Amendment 2; and

WHEREAS, the Department issued the final rules in May 2019; and

WHEREAS, in order to implement the Department’s rules and Amendment 2, the City submitted an application to amend the text of Chapter 50 of the Code of Ordinances of the City of Raytown, Missouri (“Zoning Code”) to address medical marijuana; and

WHEREAS, the application proposes to amend the Zoning Code with the addition of Article XII titled Medical Marijuana containing Sections 50-580 through 50-587 (“application PZ-2019-05”); and

WHEREAS, notice of the public hearing before the City’s Planning & Zoning Commission (“Commission”) to consider application PZ-2019-05 was published in the Kansas City Daily Record on May 16, 2019; and

WHEREAS, on June 6, 2019, the Commission opened the public hearing and all those interested and wishing to testify were given the opportunity; and

WHEREAS, after the public hearing was closed, the Commission, by a vote of 6 in favor and 0 against, recommended approval of the amendment to Chapter 50 with the addition of Article XII titled Medical Marijuana containing Sections 50-580 through 50-587 of the Zoning Code to implement the Department’s rules and Amendment 2 as such rules are in the best interest of the health, safety, morals and public welfare of the citizens of Raytown; and

WHEREAS, the application, exhibits, testimony and all documents presented to the Commission, as well as the Commission’s deliberation (which is memorialized in the minutes from the June 6, 2019 meeting) were submitted to the Board of Aldermen (“Board”) as the Commission’s final report on application PZ-2019-05; and

WHEREAS, notice of the public hearing before the Board to consider application PZ-2019-05 was published in the Kansas City Daily Record on May 16, 2019; and

WHEREAS, the Board held public hearings on June 21, 2019 and July 3, 2019 and accepted the Commission’s final report and now desires to approve application PZ-2019-05.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF RAYTOWN, MISSOURI, AS FOLLOWS:

SECTION 1. That Article XI (Amendment Procedures) of Chapter 50 of the Raytown Code of Ordinances is hereby amended to include the following reserve sections at the end of said Article and no other changes are made to the text of Article XI:

ARTICLE XI. – AMENDMENT PROCEDURES

Sec. 50-565-579.-Reserved.

SECTION 2. That Chapter 50 of the Raytown Code of Ordinances is hereby amended to include a new article, Article XII, to be known as “Medical Marijuana”, and shall read as follows:

ARTICLE XII. - MEDICAL MARIJUANA

Sec 50-580. –Definitions

Church means a permanent building primarily and regularly used as a place of worship.

Daycare means a child-care facility, as defined by Section 210.201, RSMo, that is licensed by the State of Missouri.

Elementary or Secondary School means any public school as defined by Section 160.011, RSMo, or any private school giving instruction in a grade or grades not higher than the twelfth (12th) grade, including any property owned by the public or private school that is regularly used for extracurricular activities, but does not include any private school in which education is primarily conducted in private homes.

Enclosed, Locked Facility means: (A) An indoor stationary closet, room, garage, greenhouse, or other comparable fully enclosed space equipped with locks or other functioning security devices that permit access to only the qualifying patient(s) or primary caregiver(s) who have informed the department that this is the space where they will cultivate marijuana; or (B) An outdoor stationary structure: 1. That is enclosed on all sides, except at the base, by wooden slats, or a similar material that is anchored, attached, or affixed to the ground and that cannot be accessed from the top; 2. In which the plants are not visible to the unaided eye from an adjacent property when viewed by an individual at ground level; and 3. That is equipped with locks or other security devices that restrict access to only the qualifying patient(s) or primary caregiver(s) who have informed the department that this is the space where they will cultivate marijuana.

Marijuana or Marihuana means Cannabis indica, Cannabis sativa, and Cannabis ruderalis, hybrids of such species, and any other strains commonly understood within the scientific community to constitute marijuana, as well as resin extracted from the plant and marijuana-infused products. Marijuana, or Marihuana, does not include industrial hemp containing a crop-wide average tetrahydrocannabinol concentration that does not exceed three-tenths of one percent (0.3%) on a dry weight basis, or commodities or products manufactured from industrial hemp, including non-psychoactive Cannabidiol (CBD) Oil extracted from hemp seeds.

Marijuana-Infused Products means products that are infused with marijuana or an extract thereof and are intended for use or consumption other than by smoking, including, but not limited to, edible products, ointments, tinctures, and concentrates.

Medical Marijuana Cultivation Facility means a facility licensed by the Missouri Department of Health and Senior Services to acquire, cultivate, process, store, transport, and sell marijuana to a Medical Dispensary Facility, Medical Marijuana Testing Facility, or to a Medical Marijuana-Infused Products Manufacturing Facility.

Medical Marijuana Dispensary Facility means a facility licensed by the Missouri Department of Health and Senior Services to acquire, store, sell, transport, and deliver marijuana, marijuana-infused products, and drug paraphernalia used to administer marijuana as provided for in this section to a qualifying patient, a primary caregiver, another Medical Marijuana Dispensary Facility, a Medical Marijuana Testing Facility, or a Medical Marijuana Infused Products Manufacturing Facility.

Medical Marijuana Facility means a Medical Marijuana Dispensary Facility, Medical Marijuana Cultivation Facility, Medical Marijuana Testing Facility, Medical Marijuana Infused Products Manufacturing Facility, and a Medical Marijuana Transportation Facility.

Medical Marijuana-Infused Products Manufacturing Facility means a facility licensed by the Missouri Department of Health and Senior Services, to acquire, store, manufacture, transport, and sell marijuana-infused products to a Medical Marijuana Dispensary Facility, a Medical Marijuana Testing Facility, or to another Medical Marijuana-Infused Products Manufacturing Facility.

Medical Marijuana Testing Facility means a facility certified by the Missouri Department of Health and Senior Services, to acquire, test, certify, and transport marijuana.

Medical Marijuana Transportation Facility means a facility licensed by the Missouri Department of Health and Senior Services to transport marijuana to a Qualifying Patient, Primary Caregiver, a Medical Marijuana Cultivation Facility, a Medical Marijuana-Infused Products Manufacturing Facility, a Medical Marijuana Dispensary Facility, a Medical Marijuana Testing Facility, or another Medical Marijuana Transportation Facility.

Qualifying Patient means a Missouri resident diagnosed with at least one (1) qualifying medical condition.

Primary Caregiver means an individual twenty-one (21) years of age or older who has significant responsibility for managing the well-being of a Qualifying Patient and who is designated as such on the primary caregiver's application for an identification card from the Missouri Department of Health and Human Services.

Sec. 50-581. -Rules of Interpretation

- (a) The distance limitations in this article, when referring to distances between Medical Marijuana Facilities and Schools, Daycares, and Churches, shall be measured in accordance with 19 CSR 30-95.040.

- (b) The distance limitations in this article, when referring to distances between a Medical Marijuana Facility and a separate Medical Marijuana Facility not contained in the same structure, shall be measured in a straight line between the primary entrances of each Medical Marijuana Facility.
- (c) The distance limitations in this article, when referring to distances between a Medical Marijuana Facility and a residential district, shall be measured in a straight line between the primary entrance of the Medical Marijuana Facility and the nearest point on the property line of a residential district.

Sec. 50-582. -No Additional Licenses

Medical Marijuana Facilities shall be required to be properly licensed and/or certified by the Missouri Department of Health and Senior Services as required by 19 CSR 30-95. Furthermore, Medical Marijuana Facilities shall have a city business license as required in Chapter 10 of the Raytown Municipal Code, and a Commercial Use Permit as required by Section 50-518 of the Raytown Municipal Code, and any other license required by the City that complies with 19 CSR 30-95. Certain activities performed in relation to such facilities may require permits from other agencies not related to the City such as the Raytown Fire District.

Sec. 50-583. -Medical Marijuana Dispensary General Rules

In addition to the requirements for dispensary facilities in 19 CSR 30-95.080, dispensary facilities shall also comply with the following:

- (a) Medical Marijuana Dispensaries shall not be open to the public or make any sales between the hours of 10:00 PM and 8:00 AM.
- (b) Medical Marijuana Dispensaries shall only transport medical marijuana:
 - a. To Qualifying Patients, Primary Caregivers, a Medical Marijuana Testing Facility, a Medical Marijuana Dispensary, a Medical Marijuana-Infused Product Manufacturing Facility;
 - b. If the Medical Marijuana Dispensary complies with the requirements of 19 CSR 30-95.100(2)
- (c) No Marijuana, of any type, may be smoked, ingested, or otherwise consumed on the premises of a Medical Marijuana Dispensary at any time, nor shall the licensee permit such consumption.
- (d) Medical Marijuana Dispensaries shall not disburse medical marijuana as part of a promotional event.
- (e) All Medical Marijuana Dispensaries shall only sell medical marijuana seeds acquired from licensed Medical Marijuana Cultivation facilities.
- (f) No Medical Marijuana Dispensary shall sell medical marijuana seeds to a Qualifying Patient or Primary Caregiver who is not currently authorized to cultivate medical marijuana.

- (g) All Medical Marijuana Dispensaries shall require every customer to display the customer's identification card issued by the Missouri Department of Health and Senior Services or other proof of eligibility at the time of each purchase.
- (h) Medical Marijuana Dispensaries shall not sell medical marijuana to a Qualifying Patient or Primary Caregiver in amounts greater than what that individual is currently authorized to purchase per the statewide track and trace system.
- (i) No person under the age of eighteen (18) years old shall be permitted into a Medical Marijuana Dispensary; except that a Qualifying Patient who is under the age of eighteen (18) years but who has been emancipated by a court order and a Qualifying Patient, under the age of eighteen (18) years when accompanied by the Qualifying Patient's parent or guardian.
- (j) No Medical Marijuana Dispensary shall emit any odor of Marijuana which is capable of being smelled by a person of ordinary senses outside of the boundary of the lot upon which the Medical Marijuana Dispensary is located.
- (k) Each Medical Marijuana Dispensary shall be operated from a permanent and fixed location. No Medical Marijuana Dispensary shall be permitted to operate from a moveable, mobile, or transitory location. This subsection shall not prevent the physical delivery of medical marijuana to a Qualifying Patient or Primary Caregiver at a location off of the premises of the licensee's Medical Marijuana Dispensary, to the extent so permitted by law.

Sec. 50-584. -Medical Marijuana Dispensary Siting Requirements

A Medical Marijuana Dispensary may be located as a Permitted Use in the Highway Commercial District (HC), or as a Conditional Use in the Neighborhood Commercial District (NC), upon satisfactory compliance with the provisions of this section. A Conditional Use Permit is required in the Neighborhood Commercial District (NC), due to its close proximity to residential districts, lower capacity to handle increases in traffic flow and absorb related noise, and the limitations of adaptability of older commercial structures to meet modern building code requirements for the proposed uses.

- (a) As a Permitted Use in the Highway Commercial District (HC):
 - a. A Medical Marijuana Dispensary shall have the appropriate license from the Missouri Department of Health and Senior Services, pursuant to 19 CSR 30-95.
 - b. No Dispensary shall be located closer than one thousand (1000) feet from any Elementary or Secondary School, Daycare, or Church.
 - c. No Medical Marijuana Dispensary shall be located closer than one hundred fifty (150) feet from a residentially zoned district.
 - d. A Medical Marijuana Dispensary may have secondary operations of another type of Medical Marijuana Facility within the same structure space if the secondary operations constitute 25% or less of both the overall floor space and revenue of the business. The Medical Marijuana Dispensary shall have all required licenses pursuant to 19 CSR 30-95 for both the Medical Marijuana Dispensary and the

secondary Medical Marijuana Facility operation, in addition to all required City permits and licenses.

- e. The applicant for a Medical Marijuana Dispensary Commercial Zoning Permit shall provide the following plans and documentation for city review and approval.
 - (1) Site plan for the Medical Marijuana Dispensary that shall include a floor plan showing where the various activities will be conducted. No medical marijuana products shall be visible from the exterior of the building.
 - (2) All city-adopted building, fire, mechanical, plumbing, and electrical codes shall be complied with when submitting building plans for remodel or new construction.
 - (3) A plan which reasonably shows that the Medical Marijuana Dispensary is capable, when functioning properly, of preventing odors of marijuana from being detected by a person of ordinary sense of smell beyond the boundary of the lot on which the Medical Marijuana Dispensary is located.
 - (4) A security plan for review and approval by the Raytown Police Department, which reasonably shows that the Medical Marijuana Dispensary can be kept secure from access by unauthorized persons both during and after normal operating hours and provides adequate overnight security for product trucks parked outside the Medical Marijuana Dispensary at any hour.
 - (5) A parking plan that meets the required parking ratio for commercial uses as contained in Chapter 50, Article X of the Municipal Code. The parking plan shall also show loading docks and product truck circulation patterns to ensure that such deliveries do not interfere with proper parking and circulation of other vehicles on the property upon which the Medical Marijuana Dispensary is located.
 - (6) A hazardous waste disposal plan for any unused product or hazardous materials used as part of normal operations by a Medical Marijuana Dispensary in accordance with 19 CSR 30-95.040.
 - (7) All signage shall conform to the standards in Chapter 50, Article VIII of the Municipal Code and shall be reviewed and approved under a separate permit process.

(b) As a Conditional Use in the Neighborhood Commercial District (NC):

- a. Medical Marijuana Dispensary applicants in the Neighborhood Commercial (NC) District shall comply with all provisions of Chapter 50, Article V, of the Municipal Code, regarding Conditional Use Permit applications, including but not limited to the requirements of this section.
- b. A Medical Marijuana Dispensary shall have the appropriate state license pursuant to 19 CSR 30-95. Applicant may apply for a Conditional Use Permit upon showing that the applicant has applied for this state license, but the Conditional Use Permit shall

not be issued until such license has been obtained from the Missouri Department of Health and Senior Services.

- c. A Medical Marijuana Dispensary shall not be located closer than one thousand (1000) feet from any other Medical Marijuana Dispensary or Medical Marijuana Facility.
- d. No Medical Marijuana Dispensary shall be located within one thousand (1000) feet of any Elementary or Secondary School, Daycare, or Church.
- e. No Medical Marijuana Dispensary shall be located within five hundred (500) feet of a residentially zoned district.
- f. The Applicant for a Medical Marijuana Dispensary Conditional Use Permit shall provide the following plans and documentation for city review and approval.
 - (1) A site plan for the Medical Marijuana Dispensary shall include a floor plan showing where the various activities will be conducted. No medical marijuana products shall be visible from the exterior of the building.
 - (2) All city-adopted building, fire, mechanical, plumbing, and electrical codes shall be complied with when submitting building plans for remodel or new construction.
 - (3) A plan which reasonably shows that the Medical Marijuana Dispensary is capable, when functioning properly, of preventing odors of marijuana from being detected by a person of ordinary sense of smell beyond the boundary of the lot on which the Medical Marijuana Dispensary is located.
 - (4) A security plan for review and approval by the Raytown Police Department, which reasonably shows that the Medical Marijuana Dispensary can be kept secure from access by unauthorized persons both during and after normal operating hours and provides adequate overnight security for product trucks parked outside the Medical Marijuana Dispensary at any hour.
 - (5) A parking plan that meets the required parking ratio for commercial uses as contained in Chapter 50, Article X of the Municipal Code. The parking plan shall also show loading docks and product truck circulation patterns to ensure that such deliveries do not interfere with proper parking and circulation of other vehicles on the property.
 - (6) A hazardous waste disposal plan for any unused product or hazardous materials used as part of normal operations by a Medical Marijuana Dispensary in accordance with Missouri Department of Health and Senior Services guidelines.
 - (7) All signage shall conform to the standards in Chapter 50, Article VIII of the Municipal Code and shall be reviewed and approved under a separate permit process.
- (c) When a Conditional Use Permit is applied for, the Conditional Use Permit, if approved, shall be personal to the applicant at the approved site and shall not run with the land. In addition, the Conditional Use Permit shall be subject to the applicant's continued

compliance with all applicable city ordinances and state law regarding operation of a Medical Marijuana Facility. The Conditional Use Permit shall not be portable with the applicant and shall be reviewed annually by the Community Development Department for compliance. In the event the applicant's state-issued license expires for any reason, the Conditional Use Permit shall terminate immediately.

- (d) If any change occurs from the permitted use of a structure as a Medical Marijuana Dispensary, a new Conditional Use Permit shall be required in all cases. Medical Marijuana Dispensaries located in the Highway Commercial (HC) District that comply with Section 50-584(a) of the Raytown Municipal Code, regarding secondary Medical Marijuana Facility activities in the same structure constituting 25% or less of both overall floor area and revenue, are not required to apply for a Conditional Use Permit.
- (e) The state licensed operator of any Medical Marijuana Dispensary shall provide a copy of their state license, issued by the Missouri Department of Health and Senior Services, to the Community Development Department annually to confirm their continuing licensed status with the State of Missouri. In the case of a Medical Marijuana Dispensary that was granted a Conditional Use Permit by the City, the state licensed operator and the applicant to whom the Conditional Use Permit was issued shall be the same. The City may request such documentation at any time.

Sec. 50-585. -Medical Marijuana Cultivation Facility, Medical Marijuana Testing Facility, Medical Marijuana Transportation Facility and Marijuana-Infused Products Manufacturing Facility Siting Requirements

- (a) A Medical Marijuana Cultivation Facility, Medical Marijuana Testing Facility, Medical Marijuana Transportation Facility, or Marijuana-Infused Products Manufacturing Facility may be located as a Conditional Use in the Industrial District (M), and shall comply with all provisions of Chapter 50, Article V, of the Municipal Code, regarding Conditional Use Permit applications, including but not limited to the requirements of this section.
- (b) A Medical Marijuana Cultivation Facility, Medical Marijuana Testing Facility, Medical Marijuana Transportation Facility, or Marijuana-Infused Products Manufacturing Facility shall have the appropriate license pursuant to 19 CSR 30-95. Applicant may apply for a Conditional Use Permit upon showing that the applicant has applied for a state license for each Medical Marijuana Facility type applied for, but the Conditional Use Permit shall not be issued until such license from the Missouri Department of Health and Senior Services has been obtained.
- (c) Medical Marijuana Cultivation Facility, Medical Marijuana Testing Facility, Medical Marijuana-Infused Products Manufacturing Facility, or Medical Marijuana Transportation Facility may be permitted to operate together in a single location under a single Conditional Use Permit provided that the applicant has complied with the requirements of 19CSR 30-95.040.
- (d) No Medical Marijuana Cultivation Facility, Medical Marijuana Testing Facility, Medical Marijuana Transportation Facility, or Marijuana-Infused Products Manufacturing Facility shall be located within one thousand (1000) feet of any Elementary or Secondary School, Daycare, or Church.

- (e) No Medical Marijuana Cultivation Facility, Medical Marijuana Testing Facility, Medical Marijuana Transportation Facility, or Marijuana-Infused Products Manufacturing Facility shall be located within five hundred (500) feet of a residentially zoned district.
- (f) The applicant for a Medical Marijuana Cultivation Facility, Medical Marijuana Testing Facility, Medical Marijuana Transportation Facility, or Marijuana-Infused Products Manufacturing Facility shall provide the following plans and documentation for city review and approval.
 - a. A site plan for the operation that also includes a floor plan for any internal facilities showing where the various activities will be conducted. No medical marijuana products or plants shall be visible from the exterior of the Medical Marijuana Facility.
 - b. All city-adopted building, fire, mechanical, plumbing, and electrical codes shall be complied with when submitting building plans for remodel or new construction related to a Facility.
 - c. A plan which reasonably shows that the Medical Marijuana Facility is capable, when functioning properly, of preventing odors of marijuana from being detected by a person of ordinary sense of smell beyond the boundary of the lot on which the Medical Marijuana Facility is located.
 - d. A security plan which reasonably shows that the Medical Marijuana Facility can be kept secure from access by unauthorized persons both during and after normal operating hours.
 - e. A parking plan that meets the required parking ratio for Industrial Districts as contained in Chapter 50, Article X. of the Municipal Code.
 - f. A hazardous waste disposal plan for any unused product or hazardous materials used as part of normal operations by a Medical Marijuana Facility in accordance with Missouri Department of Health and Senior Services guidelines.
 - g. All signage shall conform to the standards in Chapter 50, Article VIII of the Municipal Code and shall be reviewed and approved under a separate permit process.
- (g) The applicant for a Medical Marijuana Cultivation Facility, Testing Facility, Medical Marijuana Transportation Facility, or Marijuana-Infused Products Manufacturing Facility shall comply with Chapter 39 of the 2018 International Fire Code, which is currently adopted by the Raytown Fire District, and acquire any operational permits as required by the Fire District, and provide a copy of such permit to the City prior to issuance of the Conditional Use Permit.
- (h) The Conditional Use Permit, if approved, shall be personal to the applicant and shall not run with the land. In addition, the Conditional Use Permit shall be subject to the applicant's continued compliance with all applicable city ordinances and state law regarding operation of a Medical Marijuana Facility. The Conditional Use Permit shall be reviewed annually by the Community Development Department for

compliance. In the event the applicant’s state-issued license expires for any reason, the Conditional Use Permit shall terminate immediately.

- (i) If any change occurs from the original permitted use of a structure as a Medical Marijuana Facility, a new Conditional Use Permit shall be required in all cases.
- (j) The state licensed operator of any Medical Marijuana Facility shall provide a copy of their state license, issued by the Missouri Department of Health and Senior Services, to the Community Development Department annually to confirm their continuing licensed status with the State of Missouri. The state licensed operator and the applicant to whom the Conditional use Permit was issued shall be the same. The City may request such documentation at any time.

Sec. 50-586. -Residential Medical Marijuana Operations

- (a) Should a Qualifying Patient or Primary Caregiver decide to cultivate medical marijuana at their residence, the Qualifying Patient or Primary Caregiver shall do so in accordance with 19 CSR 30-95.
- (b) All residential medical marijuana cultivation by a Qualifying Patient or primary Caregiver shall be kept in an Enclosed, Locked Facility in accordance with 19 CSR 30-95.010.
- (c) All residential medical marijuana cultivation by a Qualifying Patient or a Primary Caregiver shall be done in such a way as to prevent odors of marijuana from being detected by a person of ordinary sense of smell beyond the boundary of the lot upon which the medical marijuana plants are located.
- (d) All residential medical marijuana cultivation by a Qualifying Patient or Primary Caregiver shall be in conformance with Chapter 39 of the 2018 International Fire Code, which is currently adopted by the Raytown Fire District, and acquire any operational permits as required by the Fire District.

Sec. 50-587. -Disposal of Medical Marijuana

No person shall dispose of medical marijuana or medical marijuana-infused products, extracts, and waste materials except in accordance with 19 CSR 30-95.040.

Sec. 50-588-603.-Reserved.

SECTION 3 – REPEAL OF ORDINANCES IN CONFLICT. All ordinances or parts of ordinances in conflict with this ordinance are hereby repealed.

SECTION 4 – SEVERABILITY CLAUSE. The provisions of this ordinance are severable and if any provision hereof is declared invalid, unconstitutional or unenforceable, such determination shall not affect the validity of the remainder of this ordinance.

SECTION 5 – EFFECTIVE DATE. This ordinance shall be in full force and effect from and after the date of its passage and approval.

BE IT REMEMBERED that the above was read two times by heading only, **PASSED AND ADOPTED** by a majority of the Board of Aldermen and **APPROVED** by the Mayor of the City of Raytown, Jackson County, Missouri, this _____day of July, 2019.

Michael McDonough, Mayor

ATTEST:

Teresa M. Henry, City Clerk

Approved as to Form:

Jennifer M. Baird, City Attorney



Staff Report

Community Development
Planning and Development Services

PZ 2019-05

To: City of Raytown Planning and Zoning Commission

From: Chris Gilbert, Planning & Zoning Coordinator

Date: June 6, 2019

Re: Zoning Ordinance Text Amendments Regarding Medical Marijuana

MEDICAL MARIJUANA TEXT AMENDMENTS SUMMARY

In November, 2018, Missouri voters went to the polls and one of the issues they voted on, and approved, was an amendment to the Missouri Constitution that legalized the sale and use of Marijuana for medical uses and purposes only, pursuant to state regulations. Those regulations were just finalized on May 24, 2019, providing staff with fairly solid guidelines to go by in preparing this report for the Planning Commission. The actual regulations are very complex and broken out into numerous sections, but can all be accessed at the Missouri Department of Health and Senior Services at: <https://health.mo.gov/safety/medical-marijuana/faqs.php>

Staff has decided to add the new regulations, designed to be consistent with state law while also protecting Raytown neighborhoods and residents from undesirable impacts of such operations, as an entirely new Article XII addition to Chapter 50 of the Raytown Municipal Code. Included in the proposed regulations are new medical marijuana-specific definitions, detailed requirements for siting the various types of facilities and types of approval methods required, and basic regulations for residential based medical marijuana operations. The draft regulations are attached for your review. An entirely new code section is being added to the existing Municipal Code for the purpose of permitting Medical Marijuana Facilities.

**CITY OF RAYTOWN
PLANNING & ZONING COMMISSION**

MINUTES

June 6, 2019

7:00 pm

**Raytown City Hall
Board of Aldermen Chambers
10000 East 59th Street
Raytown, Missouri 64133**

1. Welcome by Chairperson

2. Call meeting to order and Roll Call

Wilson:	Present	Thurman:	Present	Emerson:	Present
Bettis:	Present	Robinson:	Present	Frazier:	Present
Stock:	Absent	Dwight:	Absent	Cochran:	Absent

3. Approval of April 4, 2019 Meeting Minutes

- a) Revisions – N/A
- b) Motion to approve – Ms. Emerson
- c) Second – Mr. Bettis
- d) Additional Board Discussion – N/A
- e) Vote – Approve (5-0-1) – Mr. Frazier abstained

4. Old Business - None

5. New Business

A. Case No.: PZ-2019-04

Applicant: Javaid Chaudhri

Reason: Conditional Use Permit for an auto repair general business with limited auto sales

Introduction of Application by Chair (Mr. Wilson)

1. Explanation of any exparte' communication from Commission members regarding the application

Mr. Bettis said he lives nearby the subject parcel.

2. Enter Additional Relevant City Exhibits into the Record:

- a. Staff report
- b. Conditional Use Permit Application
- c. Application Supporting Documents
- d. Application Permit and Receipt
- e. Public Notice Guide

- f. Neighborhood meeting invite, summary and sign-in sheet
- g. Applicant's site plan and supporting plan documents
- h. Mr. Wilson entered as an exhibit a set of Code Enforcement photos, provided by staff, and taken of the property showing vehicle repair activity on the site on June 5, 2019.

3. Introduction of Application by Staff

Chris Gilbert, Planning & Zoning Coordinator, provided the staff report for the application, showing site location and surrounding zoning, a site plan, and various photos of the site. Mr. Gilbert addressed the history of the building as a Goodyear Tire and Wheel Auto Repair Shop until 2017 and that the property has remained vacant until being purchased this year by Mr. Chaudhri for his son to perform general automotive repair activities with limited sales on the property. Mr. Gilbert addressed the application's compliance with 14 separate and distinct factors required to be analyzed prior to issuance of a Conditional Use Permit. Mr. Gilbert provided the recommendation that the Conditional Use Permit be issued with the 8 conditions of approval listed in the staff report and read all 8 into the record.

4. Presentation of Application by Applicant

Mr. Javaid Chaudhri was sworn in by City Attorney Jennifer Baird. Mr. Chaudhri said his son was home from the military and was trained to work on cars so he purchased the property so his son had a place to start his business.

Chairman Wilson asked Mr. Chaudhri if he would comply with the Conditions of Approval. Mr. Chaudhuri responded he did but added that staff is harassing him. Chairman Wilson pointed out that staff have to go by and take photos in preparation for the Planning Commission meeting and cant help but notice that the business is operating. Mr. Chaudhuri said the cars belong to family. Chairman Wilson asked if he understands the building cant be used at all until the Ordinance is approved. Mr. Chaudhuri said yes.

Commissioner Bettis asked about removal of the sign. Mr. Gilbert said the pole sign is illegal and needs to be removed. Mr. Bettis asked how much the removal and replacement would cost. Mr. Chaudhuri responded about \$20 thousand, adding that containing part of the pole within his new monument sign would reduce the cost. Mr. Gilbert said the applicant could use wall signs as an alternative to installing a monument base at all.

Commissioner Frazier asked about parking lot maintenance. Mr. Gilbert said the requirement is to keep the parking lot in good repair, whether that be through sealing and restriping or replacing badly damaged sections. Mr. Frazier asked if staff could also address maintenance of the adjoining shopping center's parking lot which is not in good repair. Mr. Gilbert said that would be looked into.

Commissioner Thurman asked if the pole sign parts could be reused. Mr. Gilbert said possibly as wall sign canisters but it wasn't very likely and needed to check code to see if block lettering was required or if canisters would be ok.

Commissioner Robinson noted the applicant's delinquent tax accounts. Mr. Chaudhuri said they were all addressed and are not anymore.

Commissioner Frazier asked about auto sales on the property. Mr. Gilbert said limited auto sales can be permitted and is a typical feature of most repair shops to dispose of repaired vehicles that are never picked up by their owners and the Planning Commission can attach a specific number if they so desire. Mr. Frazier asked Mr. Chaudhuri if he could accept a number, to which Mr. Gilbert said 10 would be a max number based on available parking spaces.

Mr. Frazier made a motion to add a number of cars maximum number to which there was no second so motion died.

Chairman Wilson asked staff if the dumpster could be moved. Mr. Chaudhuri said he would consider moving it. Mr. Gilbert said the front section of block could be removed from the existing enclosure to permit a mini rollout to be placed inside and a new gate added as the location was already screened from view.

Mr. Frazier said Mr. Chaudhuri should not work out of the building until the CUP process is finished. Chairman Wilson asked Mr. Chaudhuri if he could instruct his son not to conduct business and Mr. Chaudhuri said he would tell him.

5. Public Comment

Darrell Hardin, 5633 Byrams Ford Rd. Kansas City, Missouri, said he is a mail carrier and has known the Chaudhuri's for many years. He spoke in support of the application. He said they are all military veterans and he knows their character.

6. Board Decision to Approve, Conditionally Approve or Deny the Application

- a. Motion – Mr Bettis moved to approve the Conditional Use Permit with the Conditions in the staff report and adding Condition 9 that staff determine the maximum number of vehicles permitted for sale at any time on the property.
- b. Second – Mr. Frazier
- c. Vote (6-0) – Motion passes unanimously.

B. Case No.: PZ-2019-05

Applicant: City of Raytown

Reason: Zoning Ordinance Amendments Regarding Medical Marijuana

Introduction of Application by Chair (Mr. Wilson)

1. Explanation of any exparte' communication from Commission members regarding the application

None reported.

2. Enter Additional Relevant City Exhibits into the Record:

- a. Staff report
- b. Conditional Use Permit Application
- c. Application Supporting Documents
- d. Application Permit and Receipt
- e. Public Notice Guide
- f. Neighborhood meeting invite, summary and sign-in sheet
- g. Applicant's site plan and supporting plan documents

- h. Mr. Wilson entered as an exhibit a letter from Alderman Derek Ward containing issues with some provisions of the proposed new regulations.
- i. Jennifer Baird, City Attorney swore in speakers for this case.

3. Introduction of Application by Staff

Chris Gilbert, Planning & Zoning Coordinator, provided the staff report for the application, covering each page of the 10 pages of proposed regulations separately with a special split screen Powerpoint presentation containing the brief highlights of each page alongside the actual proposed text.

4. Public Comment

Sherry DeJanes Donovan, 6532 Blue Ridge Cutoff, Raytown, Missouri, said she represents a group seeking a license to open a dispensary in Raytown and questions the 150 foot distance separation to residential for Highway Commercial zone Dispensaries. She also had an issue with the smell test at the property boundary and how that would be measured. She was concerned because they pre-package all their marijuana so there should be no odor hence no requirement for a smell test.

5. Planning Commission Discussion

Ms. Emerson asked if staff had absorbed the new regulations from the state. Ms. Baird responded that staff is working through it and there will be more changes as it evolves.

Ms. Emerson asked about the Rules of Interpretation. Mr. Gilbert explained that they were set up to match state regulations on churches, daycares, and schools but distance measurements to residential would be measured door of Facility to residential boundary and between Medical Marijuana Facilities would be measured door to door.

Ms. Emerson asked if the definitions of marijuana could be clarified to exempt non-THC containing CBD oil from the definition. Mr. Wilson said there is 2 types of CBD Oil, one with THC the other without. Mr. Gilbert said that change could be made easily.

Ms. Emerson asked about the pre-packaged marijuana in Dispensary Facilities. Ms. Donovan said everything in the Facility would be pre-packaged individually in such a way that there should be almost no odor emitted, even inside the facility. Mr. Gilbert said future changes to the state regulations could make odor a more significant issue than it might be now and recommended keeping the language. Mr. Bettis asked if Ms. Donovan's question was answered and she said yes.

Mr. Wilson asked about the definition of Enclosed, Locked, Facility. Mr. Gilbert explained that the only fair way to address view is from ground level not from higher buildings if they happen to exist next to a grower's property and recommended striking the language regarding view from structure at any level.

Mr. Wilson asked about how to address measuring odor. Ms. Baird said nuisance codes do address odors but there is no real way to measure it. Mr. Frazier said he doesn't see the point of the odor clause. Mr. Gilbert said future odor issues could arise as state regulations change over time and it may be helpful to have.

Mr. Wilson asked about the distance separations from facilities. Mr. Gilbert said the 1000 feet separation requirement could be eased or eliminated for Highway Commercial and Manufacturing

zones to permit closer facilities, particularly in the case of 350 Highway where a Dispensary could be located on each side of 350 off north and southbound lanes.

Ms. Emerson asked about waiting so staff has more time to examine the state regulations. Ms. Baird said staff has a good handle on it already. Mr. Frazier suggested needing more time to look at this as well. Mr. Robinson said he supports letting it move forward. Mr. Frazier agreed.

Ms. Emerson asked that the CBD oil issue be addressed in the definitions. Mr. Gilbert said the change could be made.

Ms. Thurman said she was concerned about the distance between dispensaries and potential for crime, considering the cash transactions taking place. Ms. Donovan returned to the stand and explained that banks are now getting into the business and they will have to work with security firms for 24-hour security plans. Ms. Emerson asked that the interim chief be at the Board meetings to talk about policing issues.

Ms. Donovan explained that not all marijuana packages are sealed in her facility and she also took issue with excessive documentation requirements. Ms. Baird said it was realistic to keep these standards.

Chairman Wilson closed the Public Hearing at 9:49 PM.

Mr. Gilbert asked the commissioners to confirm if they wanted to amend the following sections:

- 50-580 to amend definition of Marijuana to exclude non THC CBD oil. Yes, add.
- 50-580(B)1. to amend definition of Enclosed, Locked Facility to remove reference to by chain link fencing. Yes, remove.
- 50-580(B)2. to amend definition of Enclosed, Locked Facility to remove reference to being visible from a permanent structure at any level. Yes, remove.
- Multiple references to odor measurement at property line. No, leave in place.
- 50-584(a)b. distance separation between Medical Marijuana Facilities in Highway Commercial zones. Yes, remove.
- 50-584(a)d. distance separation from residential of 150 feet in Highway Commercial zones. No, leave in place.
- 50-585(c) distance separation between Medical Marijuana Facilities in Manufacturing zones. Yes, remove.
- 50-585(f) distance separation from residential of 500 feet in Manufacturing zones. No, leave in place.

6. **Board Decision to Approve, Conditionally Approve or Deny the Application**

- d. Motion –Mr. Frazier moved to approve based on staff changes.
- e. Second – Ms. Emerson
- f. Vote (6-0) – Motion passes unanimously.

6. Other Business

7. Future Meeting Date – Thursday, July 11, 2019 at 7:00 PM

8. Adjourn Mr. Bettis, Ms. Emerson second, 6-0 approval to adjourn at 10:00 PM