

**CITY OF EVART  
VIRTUAL CITY COUNCIL MEETING  
AUGUST 10, 2020**

The meeting was called to order at 7:30 pm by Mayor John Joyce.

It was again agreed to forego the Pledge of Allegiance until council can meet in person and all can participate.

**Present (by roll call):** Mr. Ralph Carlson, Mr. Dan Elliott, Mayor Joyce and Ms. Sandy Szeliga.

**Absent:** Mr. Matt Hildebrand

**Present:** City Manager Sarah Dvoracek, Assistant City Manager Mark Wilson, City Clerk Kathy Fiebig, Chief Beam, and Finance Director/Meeting Host Pepper Lockhart.

**Guests:** Cathie Crew, Sandy Lorenz, Janet, Victoria Martin, John & Angela Hunter, Kevin Kuethe, Jeff F, Jeffery Fields, Laurie Chase, Roger Elkins, Ashlee Flachs, P. Kiewit, Chris Emerick, and one by iPhone.

**Citizens' comments (read by Meeting Host Lockhart):** none

#### **Approval of Agenda**

Ms. Dvoracek requested that "Item G. Request approval for budget amendments" be moved to the Consent Agenda.

With that change noted, Mayor Joyce moved to approve the Agenda. Support by Mr. Elliott. Motion carried with a roll call vote; all members voted yes.

#### **Consent Agenda:**

**B.** Virtual Council Minutes – July 27, 2020

**C.** Vendor's List \$44,402.61

Mr. Elliott pointed out that his name is misspelled throughout the council minutes dated July 27, 2020 and requested a correction. It was also noted that under Item G, there was no mention of support (which was offered by Mr. Hildebrand) for the motion.

Motion by Mayor Joyce to approve the Consent Agenda with the addition of "Item G Request approval for budget amendments" as well as the corrections to the minutes as noted. Support by Ms. Szeliga. Motion carried with a roll call vote; all members voted yes.

#### **Unfinished Business**

**D.** Evert Industrial Properties, LLC/expansion project

Ms. Dvoracek attended the most recent Evert Township Board meeting and reported that the Board has agreed to open negotiations with the City on this matter. Ms. Dvoracek and Ms. Jessica Wood, City Attorney, have submitted a proposal to the Township Board. Ms. Dvoracek will meet with two members of the Township Board and their attorney on Thursday, August 13, to discuss the proposal. No action taken.

## **New Business**

### **E. Request to amend Marihuana Ordinance 2019-09 to allow for excess grower license**

Ms. Dvoracek advised council that the state now allows several additional licenses for grow facilities beyond those allowed by the City of Evert ordinance. Kevin Kuethe, Vice-President of Operations for Lume Cannabis, was present to inform council that Lume qualifies for an excess grower license and would like to apply for same. This requires an amendment to Ordinance 2019-09 Marihuana Facilities Licensing and Regulations. Jessica Wood, City Attorney, has drafted an amendment to allow two excess grower licenses tied to the two existing grower licenses.

Motion by Mr. Elliott to approve the amendment as presented. Support by Mr. Carlson. Motion carried with a roll call vote; all members voted yes.

### **F. Developer Jeff Fields/Request to purchase Industrial Lot for marihuana grow facility**

Mr. Fields was present and advised council that he is considering purchasing Lot #6 in the Industrial Park for the purpose of establishing a marihuana grow facility. He requested that council issue a conditional approval for a medical marihuana license before he moves forward with the lot purchase. Mayor Joyce asked if Mr. Fields had applied for this license and the requisite fees. Mr. Fields reported he submitted his prequalification application to LARA on Thursday. Ms. Dvoracek reported that Mr. Fields has not submitted a completed city application or payment of fees and that City Attorney Jessica Wood recommends no action be taken issuing such approval until Mr. Fields obtains his preapproval from the state. No action taken.

### **H. Request to proceed with water meter request for proposals**

Motion by Mayor Joyce to approve this request as presented. Support by Mr. Carlson. Motion carried with a roll call vote; all members voted yes.

### **I. Resolution 2020-14/Airport Rules and Regulations**

Motion by Mr. Elliott to approve this Resolution with the correction of several typographical errors as noted during the discussion. Support by Mayor Joyce. Motion carried with a roll call vote; all members voted yes.

### **J. Request from the Evert Area Fire Department to approve Fire Ballot Language for 2 mills for the November 3, 2020 election.**

Motion by Mr. Elliott to approve this request as presented. Support by Ms. Szeliga. Motion carried with a roll call vote; all members voted yes. Mr. Elliott requested that the City Clerk forward the amendment to the County Clerk no later than 4 pm on August 11 (deadline for submission).

## **Department/Informational Reports (No Action Needed)**

**K. Accounts Payable Report (7/28/2020 – 8/10/2020)**

**L. Payroll Report (7/28/2020 – 8/10/2020)**

**M. Fire Board Minutes – July 2020**

**Citizens' Comments (read by Meeting Host Lockhart): none**

There being no further business, the meeting was adjourned at 8:21 pm on a motion by Mayor Joyce with support from Mr. Carlson. Motion carried with a roll call vote; all members voted yes.

Respectfully submitted,

  
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Kathy Fiebig  
City Clerk

FINAL