

**MINUTES**  
**REGULAR CITY COUNCIL MINUTES**  
**Tuesday, October 1, 2013**  
**7:00 p.m.**

***NOTICE OF MEETING***

A regular session of the City Council of Nevada, Missouri was posted pursuant to Section 2-6 and Section 2-7 of the City Code and RSMo., Chapter 610.021 with a tentative agenda on September 27, 2013 at 9:30 a.m.

***CALL TO ORDER***

A regular session of the City Council of Nevada, Missouri was held on Tuesday, October 1, 2013 pursuant to Section 2-6 and 2-7 of the City Code and Section 3.11 of the City Charter.

Mayor Barrett called the meeting to order at 7:00 p.m., followed by the Pledge of Allegiance.

***INVOCATION***

Mark Mitchell gave the invocation.

***ROLL CALL***

The following Council members were present for roll call:

Present: Barrett; Christie; Hertzberg; Novak

Absent: Leonard

Councilperson Leonard was excused because of a personal commitment.

Staff present: JD Kehrman, City Manager; Wm. G. McCaffree, City Attorney; Bev Baker, City Clerk; Johnna Williams, Planning Manager; Graham Burnley, Chief of Police; Sharon Kegler, Human Resources Director; Dana Redburn, Parks & Recreation Director; Roger Beach, Field Operations Manager; Shawn Middendorf, Alliance Water Resources; William Thornton, Fire Chief; Mark Mitchell, CIO; Kristie Modlin, Treasurer; Randy Marti, Administrative Service Director; Julie Lewis, Executive Assistant.

***PROCLAMATIONS***

Mayor Barrett presented the proclamation for the "2013 Fire Prevention Week" to the Fire Department.

***APPROVAL OF MINUTES***

Councilperson Novak moved to accept the September 23, 2013 regular session City Council minutes as written. Councilperson Christie provided the second. The motion was duly considered and passed unanimously.

***APPOINTMENTS TO BOARDS AND COMMISSIONS***

There were none.

***CONSIDERATION OF BIDS***

The bid considered was the #2 high service pump replacement for Alliance Water Resources.

Councilperson Christie moved to approve the bid from Flynn Drilling Company for \$11,989. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Christie; Hertzberg; Novak

Nay: None

Absent: Leonard

***PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK***

There were none.

***COMMUNICATIONS AND PETITIONS***

There were none.

***OLD BUSINESS***

Next to be considered was Bill No.2013-048 accepting the option for Troutt, Beeman & Co. P.C. Certified Public Accountants to conduct the annual audit for the fiscal year ending December 31, 2013.

Councilperson Novak moved to place Bill No. 2013-048 on second reading by title only. Councilperson Christie provided the second. The motion was duly considered and passed by the following vote:

Aye: Christie; Hertzberg; Novak; Barrett

Nay: None

Absent: Leonard

The Mayor declared Bill No. 2013-048 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7917 and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

### ***NEW BUSINESS***

Next to be considered was Bill No. 2013-049 authorizing the execution of a change order #1 to the agreement with Miller Construction, Inc. of El Dorado Springs, Mo for the Frank E. Peters Golf Course Clubhouse.

Councilperson Christie moved to place Bill No. 2013-049 on first reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Hertzberg; Novak; Barrett; Christie  
Nay: None  
Absent: Leonard

Next to be considered was Bill No. 2013-050 authorizing the execution of change order #2 to the agreement with Miller Construction, Inc. of El Dorado Springs, Mo. for the Frank E. Peters Golf Course Clubhouse.

Councilperson Novak moved to place Bill No. 2013-050 on first reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Christie; Hertzberg  
Nay: None  
Absent: Leonard

Next to be considered was Bill No. 2013-051 adding section 2.5.6 unexcused Absences and 2.5.7 Term Limits for Boards, Authority or Commissions to the Code of the City of Nevada, Missouri.

Councilperson Hertzberg moved to place Bill No. 2013-051 on first reading by title only. Councilperson Novak provided the second.

After discussion, Councilperson Novak moved to place the amended Bill No. 2013-05, to reflect the start date as the date the bill passed by Council. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Christie; Hertzberg; Novak

Nay: None

Absent: Leonard

Councilperson Novak moved to place the amended Bill No. 2013-051 on first reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Christie; Hertzberg; Novak; Barrett

Nay: None

Absent: Leonard

## **REPORTS**

### ***Monthly Department Reports***

There were none.

### ***Boards and Commissions Written Minutes/Reports***

The following Minutes were reviewed and are on file in the City Clerk's Office:

- i. Park & Recreation – July 31, 2013

### ***Mayor's Report***

There was none.

### ***City Manager's Report***

City Manager, JD Kehrman reported, that Dana Redburn, Parks & Recreation director had information concerning the debris at Walton lake. Council agreed to have the parks department keep cleaning up the debris as in the past. Mr. Kehrman reminded everyone to log your miles for the "Governors 100 mile challenge. We want to support the group and achieve the award by doing our part. Budget meeting dates will need to be set for October.

## **MISCELLANEOUS MATTERS**

Council members discussed the available dates for Budget meetings. The preferred dates and times are Wednesday, October 16, 2013 at 5:15 and in the week of October 29, 2013. Exact date and time will be determined at a later date.

## **EXECUTIVE SESSION**

Mayor Barrett requested an executive session in accordance with Section 610.021 RSMo., Subparagraph (3) Hiring, Firing, Disciplining or Promoting of Particular Employees by a Public Governmental Body when Personal Information about the Employee is Discussed or Recorded.

Councilperson Christie moved to go into executive session for reasons in accordance with Section 610.021 RSMo., Subparagraph (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded, after a five-minute recess. The second was provided by Councilperson Hertzberg. The motion was duly considered and passed by the following vote:

Aye: Hertzberg; Novak; Barrett; Christie

Nay: None

Absent: Leonard

An executive session of the City Council of the City of Nevada, Missouri was held in the City Council Chambers, 120 S. Ash, Nevada, Missouri, beginning at 7:38 p.m.

Present: Barrett; Christie; Hertzberg; Novak

Absent: Leonard

Staff present: Bev Baker, City Clerk; Sharon Kegler, Human Resources Director

Discussion was limited to Section 610.021 RSMo., Subparagraph (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded.

Councilperson Novak moved to adjourn the executive session and move back into regular session. The second was provided by Councilperson Hertzberg. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Christie; Hertzberg

Nay: None

Absent: Leonard

Executive session adjourned at 7:47 p.m.

## **ADJOURNMENT**

With no further business to come before City Council, Mayor Barrett asked for a motion to adjourn.

Councilperson Christie moved to adjourn the regular session of City Council. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Christie; Hertzberg; Novak;

Nay: None

Absent: Leonard

The meeting adjourned at 7:47 p.m.

Respectfully submitted,

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Bev Baker, City Clerk

(seal)  
ATTEST:

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Seth Barrett, Mayor

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Bev Baker, City Clerk