

MINUTES
REGULAR SESSION CITY COUNCIL MINUTES
120 S. Ash
City Council Chambers
Tuesday, August 1, 2017
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 Friday, July 28, 2017 at 2:00 p.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, August 1, 2017 pursuant to Section 2-6 and 2-7 of the City Code and Section 3.11 of the City Charter.

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

INVOCATION

Bill Platt gave the invocation.

ROLL CALL

The following Council members were present for roll call:

Present: Carol Clyde-Gallagher; Blake Hertzberg; Brian Leonard; Jayne Novak; Ryan Watts

Absent: None

Staff present: JD Kehrman, City Manager; Wm. G. McCaffree, City Attorney; Kristie Modlin, Treasurer; Johnna Williams, Deputy City Clerk; Mark Mitchell, CIO; Casey Crain, Chief of Police; William Thornton, Fire Chief; Sharon Kegler, Human Resources Director; Kevin Crump, Park & Recreation Director; Tom Hutchinson, Field Operations Manager; Eric McPeak, Alliance Water Resources.

PROCLAMATIONS

There were none.

APPROVAL OF MINUTES

Councilperson Novak moved to accept the July 18, 2017 regular session City Council minutes as written. Councilperson Hertzberg provided the second. The motion was duly considered and passed unanimously.

Councilperson Clyde-Gallagher moved to accept the July 24, 2017 special session City Council minutes as written. Councilperson Hertzberg provided the second. The motion was duly considered and passed unanimously.

APPOINTMENTS TO BOARDS AND COMMISSION

There were none.

CONSIDERATION OF BIDS

There were none.

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. 2017-033 amending Chapter 42 of the Code of the City of Nevada, Missouri, by approving and adopting a Policy prohibiting smoking and the use of electronic cigarettes (e-cigarettes) in public places.

Councilperson Watts moved to place Bill No. 2017-033 on second reading by title only. Councilperson Novak provided the second. Carol Branham, Housing Authority, submitted letter from Housing in favor of the smoking ordinance. Lance Christie, 182 Country Club Dr., spoke in opposition to the ordinance due to personal liberty. The motion was duly considered and passed by the following vote:

Aye: Clyde-Gallagher; Hertzberg; Leonard; Novak

Nay: Watts

Absent: None

The Mayor declared Bill No. 2017-033 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8166 and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

Next to be considered was Bill No. 2017-035 authorizing the execution of a Governmental Cooperative contract with Vernon County and the Vernon County Assessor pertaining to assessments of real and personal properties within the corporate limits of Nevada, Missouri in conformity with RSMO 70.220.

Councilperson Novak moved to place Bill No. 2017-035 on second reading by title only. Councilperson Watts provided the second. The motion was duly considered and passed by the following vote:

Aye: Hertzberg; Leonard; Novak; Watts; Clyde-Gallagher

Nay: None

Absent: None

The Mayor declared Bill No. 2017-035 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8167 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. 2017-036 accepting the option for Troutt, Beeman & Co. P.C. Certified Public Accountants to conduct the annual audit for the fiscal year ending December 31, 2017.

Councilperson Watts moved to place Bill No. 2017-036 on first reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and failed by the following vote:

Aye: Clyde-Gallagher; Hertzberg

Nay: Leonard; Novak; Watts

Absent: None

Then, Mayor Leonard opened a public hearing regarding the 2017 Property Tax Levy at 7:24 p.m. With no public comment the public hearing was closed at 7:24 p.m.

Next to be considered was Bill No. 2017-037 levying general and special taxes in the City of Nevada, Missouri for the fiscal year 2017.

Councilperson Watts moved to place Bill No. 2017-037 on first reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Watts; Clyde-Gallagher; Hertzberg; Leonard

Nay: None

Absent: None

Next to be considered was Bill No. 2017-038 authorizing the execution of an agreement with Nevada Little League Football for use of the Twin Lakes Football Facility.

Councilperson Hertzberg moved to place Bill No. 2017-038 on first reading by title only. Councilperson Watts provided the second. The motion was duly considered and passed by the following vote:

Aye: Watts; Clyde-Gallagher; Hertzberg; Leonard; Novak

Nay: None

Absent: None

Next to be considered was Resolution No. 1497 approving Reynolds Enterprises Inc. liquor license application to sell malt liquor in excess of 3.2 percent alcohol by weight and not in excess of five percent by weight or light wines containing not in excess of 14 percent alcohol by weight, by the drink for consumption on premises where sold from August 1, 2017 through July 31, 2018.

Councilperson Novak moved to approve Resolution No. 1497, seconded by Councilperson Clyde-Gallagher. The motion was duly considered and passed unanimously.

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. Library Board – June 22, 2017
- ii. Park Board – June 28, 2017
- iii. Housing Authority – June 29, 2017

Mayor's Report

There was none.

City Manager's Report

City Manager, JD Kehrman reported, that the Golf Course fan and irrigation project is complete. We continue to monitor the demolition of the old public safety building. Air Show is on schedule for Saturday, September 16, 2017.

MISCELLANEOUS MATTERS

Mayor Leonard stated that National Night Out was currently being held and thanked all the volunteers.

EXECUTIVE SESSION

The Mayor 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 Watts 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 Clyde-Gallagher.

The motion was duly considered and passed by the following vote:

Aye: Clyde-Gallagher; Hertzberg; Leonard; Novak; Watts

Nay: None

Absent: None

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 7:40 p.m.

Present: Clyde-Gallagher; Hertzberg; Leonard; Novak; Watts

Absent: None

Staff present: None

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 Clyde-Gallagher 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: Hertzberg; Leonard; Novak; Watts; Clyde-Gallagher

Absent: None

Executive session adjourned at 8:12 p.m.

ADJOURNMENT

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

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

Aye: Leonard; Novak; Watts; Clyde-Gallagher; Hertzberg

Nay: None

Absent: None

The meeting adjourned 8:15 p.m.

Johnna Williams, Deputy City Clerk

(seal)
ATTEST:

Brian L. Leonard, Mayor

Johnna Williams, Deputy City Clerk