

MINUTES
REGULAR CITY COUNCIL MINUTES
Wednesday, November 20, 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 November 15, 2013 at 11:00 a.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Wednesday, November 20, 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 7:01 p.m., followed by the Pledge of Allegiance.

INVOCATION

David Rorabaugh gave the invocation.

ROLL CALL

The following Council members were present for roll call:

Present: Barrett; Christie; Hertzberg; Leonard; Novak

Absent: None

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; Kristie Modlin, Treasurer; Randy Marti, Administrative Service Director; Julie Lewis, Executive Assistant.

PROCLAMATIONS

There were none.

APPROVAL OF MINUTES

Councilperson Christie moved to accept the November 5, 2013 regular session City Council minutes as written. Councilperson Leonard provided the second. The motion was duly considered and passed unanimously.

Councilperson Novak moved to accept the November 12, 2013 special work session City Council minutes as written. Councilperson Christie provided the second. The motion was duly considered and passed unanimously.

APPOINTMENTS TO BOARDS AND COMMISSION

Mayor Barrett presented Bill Denman for re-appointment to the Nevada Regional Medical Center Board of Directors.

Councilperson Novak moved to re-appoint Bill Denman to the Nevada Regional Medical Center Board of Directors, for the third and final three year term expiring December 31, 2016. Councilperson Christie provided the second. The motion was duly considered and unanimously passed.

Mayor Barrett presented Jenise Burch for re-appointment to the Nevada Regional Medical Center Board of Directors.

Councilperson Christie moved to re-appoint Jenise Burch to the Nevada Regional Medical Center Board of Directors for the second three year term expiring December 31, 2016. Councilperson Novak provided the second. The motion was duly considered and unanimously passed.

Mayor Barrett presented Larry Bledsoe for appointment, replacing Wayne Prewitt, to the Nevada Regional Medical Center Board of Directors.

Councilperson Leonard moved to appoint Larry Bledsoe to the Nevada Regional Medical Center Board of Directors Board, first three year term expiring December 31, 2016. Councilperson Christie provided the second. The motion was duly considered and unanimously passed.

Mayor Barrett presented Chris Forsythe for appointment, replacing Jon Reneberg's unexpired term, to the Park and Recreation Board.

Councilperson Hertzberg moved to appoint Chris Forsythe to the Park and Recreation Board, first term expiring June 30, 2016. Councilperson Novak provided the second. The motion was duly considered and unanimously passed.

Mayor Barrett presented Perry Cash for re-appointment to the Electrical Board.

Councilperson Novak moved to re-appoint Perry Cash to the Electrical Board, term expiring March, 2016. Councilperson Leonard provided the second. The motion was duly considered and unanimously passed.

Mayor Barrett presented Randy Wallace for re-appointment, to the Electrical Board.

Councilperson Christie moved to re-appoint Randy Wallace to the Electrical Board, term expiring March, 2016. Councilperson Hertzberg provided the second. The motion was duly considered and unanimously passed.

CONSIDERATION OF BIDS

The bid considered was for an acid feed pump – Alliance Water Resources.

Councilperson Christie moved to approve the bid from USA Bluebook for \$6,731.81. Councilperson Leonard provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Christie; Hertzberg; Leonard; Novak

Nay: None

Absent: None

The next bid to be considered was for a #2 Lift Station, #1 Pump Emergency Repair - Alliance Water Resources.

Councilperson Leonard moved to approve the bid from JCI for \$19,880. Councilperson Christie provided the second. The motion was duly considered and passed by the following vote:

Aye: Christie; Hertzberg; Leonard; Novak; Barrett

Nay: None

Absent: None

The next bid to be considered was for winter street banners - Tourism.

Councilperson Leonard moved to approve the bid from North Star Flags. for \$7,203.85. Councilperson Christie provided the second. The motion was duly considered and passed by the following vote:

Aye: Hertzberg; Leonard; Novak; Barrett; Christie

Nay: None

Absent: 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.2013-054 approving the application for Federal Financial assistance on behalf of the City of Nevada, Missouri and authorizing the Mayor and the City Manager to execute any and all documents resulting from such application for any grants between the City of Nevada and the Missouri Highways and Transportation Commission providing for capital, operating, and/or marketing assistance, comprised of federal funds to be expended for commission-approved transit projects.

Councilperson Novak moved to place Bill No. 2013-054 on second reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

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

The Mayor declared Bill No. 2013-054 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7922 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. 2013-055 approving execution of a non-disturbance agreement between the City of Nevada, Missouri, and Precision Machined Parts, Inc., and Martin T. Hill and Jenet L. Hill, husband and wife, and authorizing execution thereof by the City Manager.

Councilperson Christie moved to place Bill No. 2013-055 on second reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

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

The Mayor declared Bill No. 2013-055 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7923 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. 2013-056 approving the Sale and Delivery of The City of Nevada, Missouri refunding certificates of participation, series 2013 and authorizing the sale and delivery of the City of Nevada, Missouri refunding certificates of participation, Series 2014, for the purpose of providing funds to pay portions of the debt service related to certain outstanding certificates of participation; and authorizing and approving certain documents and other actions in connection therewith.

Councilperson Hertzberg moved to place Bill No. 2013-056 on second reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Christie; Hertzberg; Leonard; Novak

Nay: None

Absent: None

The Mayor declared Bill No. 2013-056 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7924 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

Then, Mayor Barrett opened a public hearing regarding amending the zoning 407 West Highland at 7:19 p.m. With no public comment the public hearing was closed at 7:19 p.m.

Next to be considered was Bill No. 2013-057 amending the zoning district map at 407 West Highland, by changing the zoning from R-3 apartment house district to RP-3 planned apartment house district.

Councilperson Novak moved to place Bill No. 2013-057 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; Leonard; Novak; Barrett

Nay: None

Absent: None

Next to be considered was Bill No. 2013-058 establishing a fee structure for the use of the Frank E. Peters Municipal Golf Course.

Councilperson Christie moved to place Bill No. 2013-058 on first reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Hertzberg; Leonard; Novak; Barrett; Christie

Nay: None

Absent: None

Next to be considered was Bill No. 2013-059 establishing a fee structure for the use of the Nevada Parks Shelters.

Councilperson Leonard moved to place Bill No. 2013-059 on first reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; Novak; Barrett; Christie; Hertzberg

Nay: None

Absent: None

Next to be considered was Bill No. 2013-060 establishing a fee structure for the use of the Franklin P Norman Community Center.

Councilperson Novak moved to place Bill No. 2013-060 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; Leonard

Nay: None

Absent: None

Next to be considered was Bill No. 2013-061 accepting the bid from R.E. Smith Construction Company of Joplin, MO, and authorizing the execution of an agreement with that company for construction of two Public Safety Buildings (Police/Courts and Fire Station).

Mr. Hertzberg excused himself due to a possible conflict of interest

Councilperson Leonard moved to place Bill No. 2013-061 on first reading by title only. Councilperson Christie provided the second. After discussion the motion was duly considered and passed by the following vote:

Aye: Barrett; Christie; Leonard; Novak

Nay: None

Absent: None

Abstain: Hertzberg

Mr. Hertzberg returned to the meeting.

Next to be considered was Bill No. 2013-062 amending Chapter 5-26 sub-section (a) and (b) of the Nevada City code pertaining to fees, licensing and vaccinations.

Councilperson Novak moved to place Bill No. 2013-062 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; Leonard; Novak; Barrett

Nay: None

Absent: None

Next to be considered was Bill No. 2013-063 authorizing the City Manager to execute documents establishing a memorandum of understanding with local veterinarians for the sale of licenses.

Councilperson Leonard moved to place Bill No. 2013-063 on first reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Hertzberg; Leonard; Novak; Barrett; Christie

Nay: None

Absent: None

REPORTS

Monthly Department Reports

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

- i. Municipal Court Report – October
- ii. Fire Department Report – October
- iii. Animal Control Report – October
- iv. Police Department Report – October
- v. Alliance Water Resources Report – October
- vi. Finance Report - October
 1. Business License Report – October

Boards and Commissions Written Minutes/Reports

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

- i. Park Board – September 25, 2013
- ii. Planning Commission – October 8, 2013

Mayor's Report

Mayor Barrett invited everyone to attend "Lights at the Lake" at Radio Springs Park, Wednesday November 27th at 6:00 p.m. He thanked the Staff, City Manager and everyone involved with welcoming Governor Nixon to the City of Nevada. The visit was a great event and positive recognition for the City. He also thanked Frank and Pat Arnold, and committee, for the Veterans Day parade and ceremony.

City Manager's Report

City Manager, JD Kehrman reported, to expect demolition, on the red building, to start after Thanksgiving, weather permitting. He discussed possible changes on how planning will be constructed on the Infrastructure committee. He also thanked everyone for their support with Governor Nixon's visit. He mentioned next budget meeting will be on Monday, November 25th at 6:00 p.m. at City Hall conference room.

MISCELLANEOUS MATTERS

Ms. Novak mentioned updating building codes.

Mr. Christie said the committee for the criterium race met recently and more information would be available at a later date.

ADJOURNMENT

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

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

Aye: Leonard; Novak; Barrett; Christie; Hertzberg

Nay: None

Absent: None

The meeting adjourned at 8:04 p.m.

Respectfully submitted,

Bev Baker, City Clerk

(seal)
ATTEST:

Seth Barrett, Mayor

Bev Baker, City Clerk