

MINUTES
REGULAR SESSION CITY COUNCIL MINUTES
Tuesday, April 1, 2014
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 March 28, 2014 at 10:30 a.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, April 1, 2014 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; Kristie Modlin, Treasurer; Mark Mitchell, CIO; Johnna Williams, Planning Manager; Graham Burnley, Chief of Police; William Thornton, Fire Chief; Randy Marti, Administrative Service Director; Dana Redburn, Parks & Recreation Director; Roger Beach, Field Operations Manager; Shawn Middendorf, Alliance Water Resources; Julie Lewis, Executive Assistant.

PROCLAMATIONS

There were none.

APPROVAL OF MINUTES

Councilperson Christie moved to accept the March 18, 2014 regular 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

Mayor Barrett recognized the nominated business's for the "2013 Revitalization Award" as follows:

- Buildet Enterprises, Stadium Suites Apartments, 721 407 W. Highland
- First National Bank, 100 W. Walnut
- Greenlee Auto Body and Glass Repair, 1801 N. Osage Blvd.
- Precision Machined Parts, 1214 N. Osage
- Rinehart Jewelry, 120 S. Cedar

Mayor Barrett announced the "2013 Revitalization Award" winner was Rinehart Jewelry.

OLD BUSINESS

Next to be considered was Bill No 2014-016 authorizing the execution of a letter of engagement with Burch & Associates to provide special advisory services for the City of Nevada, Missouri.

Councilperson Christie abstained from voting due to his relationship with Burch & Associates.

Councilperson Leonard moved to place Bill No. 2014-016 on second reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

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

The Mayor declared Bill No. 2014-016 read a second time, passed, approved and

adopted. The Bill was numbered Ordinance No. 7961 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 2014-019 authorizing the execution of change order #1 to an agreement with RE Smith Construction Company of Joplin, MO for the police/courts and fire department buildings.

Councilperson Hertzberg moved to place Bill No. 2014-019 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; Leonard; Novak; Barrett

Nay: None

Absent: None

The Mayor declared Bill No. 2014-019 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7962 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 2014-020 approving the bid and authorizing the execution of a storm siren maintenance services agreement with CDL Electric, LLC.

Councilperson Novak moved to place Bill No. 2014-020 on second reading by title only. Councilperson Leonard provided the second. The motion was duly considered and passed by the following vote:

Aye: Hertzberg; Leonard; Novak; Barrett; Christie

Nay: None

Absent: None

The Mayor declared Bill No. 2014-020 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7963 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 2014-021 approving a contract with Lamar Outdoor Advertising for billboard advertising.

Councilperson Leonard moved to place Bill No. 2014-021 on second reading by title only. 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 Mayor declared Bill No. 2014-021 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7964 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 2014-022 amending the zoning district map at 1925 N. Osage by changing the zoning from R-1 single family dwelling district to C-1 local business district.

Councilperson Leonard moved to place Bill No. 2014-022 on second 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

The Mayor declared Bill No. 2014-022 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7965 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 2014-023 accepting the right-of-way easements for the Highland Street Sewer Project.

Councilperson Novak moved to place Bill No. 2014-023 on second reading by title only. Councilperson Hertzberg 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. 2014-023 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7966 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 2014-024 accepting the water line easements for the Cottey College Waterline Replacement Project.

Councilperson Christie moved to place Bill No. 2014-024 on second reading by title only. Councilperson Novak 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 Mayor declared Bill No. 2014-024 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7967 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. 2014-025 amending Section 3-26 sub-section (a) (sales near churches, schools, parks, etc.) of the code of the City of Nevada, Missouri.

Councilperson Hertzberg moved to place Bill No. 2014-025 on first reading by title only. Councilperson Novak 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 Resolution No. 1394 approving a travel portion of right-of-way permit for the American Cancer Society.

Councilperson Novak moved to approve Resolution No. 1394, seconded by Councilperson Christie. 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. NRMC – February 25, 2014
- ii. Parks and Recreation – February 26, 2014

Mayor's Report

There was none.

City Manager's Report

City Manager, JD Kehrman reported an update on the new golf course clubhouse. The City received a refund from Alliance Resource Management of \$8,369.

Councilperson Novak discussed the new golf course clubhouse construction.

MISCELLANEOUS MATTERS

Mayor Barrett scheduled a Special meeting on April 11th at 7:00 a.m. to review the Certificate of Election Results for the General Municipal Election to be held on April 8, 2014.

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 Novak 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: Leonard; Novak; Barrett; Christie; Hertzberg

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 7:37 p.m.

Present: Barrett; Christie; Hertzberg; Leonard; Novak

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

Aye: Novak; Barrett; Christie; Hertzberg; Leonard

Nay: None

Absent: None

Executive session adjourned at 8:12 p.m.

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 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 meeting adjourned at 8:12 p.m.

Respectfully submitted,

Bev Baker, City Clerk

(seal)
ATTEST:

Seth Barrett, Mayor

Bev Baker, City Clerk