

MINUTES
REGULAR SESSION CITY COUNCIL MINUTES
120 S. Ash
City Council Chambers
Tuesday, September 19, 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, September 15, 2017 at 4:15 p.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, September 19, 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

David Rorabaugh gave the invocation.

ROLL CALL

The following Council members were present for roll call:

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

Absent: Ryan Watts

Mayor Leonard excused Councilperson Watts as he was out of town for work.

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; Troy Denney, Fire Captain; Sharon Kegler, Human Resources Director; Kevin Crump, Park & Recreation Director; Tom Hutchinson, Field Operations Manager; Eric McPeak, Alliance Water Resources.

PROCLAMATIONS

The Mayor presented the Vernon County Health Department National Safety Week proclamation.

APPROVAL OF MINUTES

Councilperson Novak moved to accept the September 5, 2017 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

The bid considered was Bid No. 2017-51 Wastewater Treatment Plant SCADA Computer Upgrade – Alliance.

Councilperson Hertzberg moved to approve the bid from R.E. Pedrotti Co. Inc. in the amount of \$24,825.00 for SCADA computer upgrade. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Clyde-Gallagher; Hertzberg; Leonard; Novak

Nay: None

Absent: Watts

Next, the bid considered was Bid No. 2017-52 Replacement Valve-Pool Filter System – Parks.

Councilperson Novak moved to approve the bid from JCI Industries in the amount of \$10,603.00 for the replacement valves. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Hertzberg; Leonard; Novak; Clyde-Gallagher

Nay: None

Absent: Watts

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

There were none.

COMMUNICATIONS AND PETITIONS

Mark Dawson and Marty Whitworth with KCP&L discussed LED street lighting and the schedule for the changeover.

OLD BUSINESS

Next to be considered was Bill No. 2017-043 providing for the holding of a primary and general election within the City of Nevada, Missouri and fixing the polling place, appointing judges of said election, and providing for other matters incidental to said election.

Councilperson Novak moved to place Bill No. 2017-043 on second reading by title only. Councilperson Clyde-Gallagher provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; Novak; Clyde-Gallagher; Hertzberg
Nay: None
Absent: Watts

The Mayor declared Bill No. 2017-043 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8173 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. 2017-044 amending Ordinance No. 8038 authorizing the issuance of not to exceed \$2,722,000 principal amount of combined waterworks and sewerage system revenue bonds (State of Missouri-Direct Loan Program) Series 2015 of the City of Nevada, Missouri.

Councilperson Clyde-Gallagher moved to place Bill No. 2017-044 on second reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Clyde-Gallagher; Hertzberg; Leonard
Nay: None
Absent: Watts

The Mayor declared Bill No. 2017-044 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8174 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. 2017-045 authorizing a new employment contract with John (JD) Kehrman and extending the period of the agreement.

Councilperson Hertzberg moved to place Bill No. 2017-045 on second reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Clyde-Gallagher; Hertzberg; Leonard; Novak

Nay: None

Absent: Watts

The Mayor declared Bill No. 2017-045 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8175 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. 2017-046 accepting the bid and authorizing the execution of an agreement with CDL Electric of Pittsburg, Kansas for Community Center HVAC unit installation.

Councilperson Novak moved to place Bill No. 2017-046 on first reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and failed by the following vote:

Aye: None

Nay: Hertzberg; Leonard; Novak; Clyde-Gallagher

Absent: Watts

Next to be considered was Bill No. 2017-047 accepting the proposal submitted by BKD, LLP to perform the annual audit for the fiscal year ending December 31, 2017, with the option of auditing each of the four subsequent years.

Councilperson Novak moved to place Bill No. 2017-047 on first reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; Novak; Clyde-Gallagher; Hertzberg

Nay: None

Absent: Watts

Next to be considered was Bill No. 2017-048 declaring assets of the City of Nevada, Missouri as surplus property and authorizing their sale.

Councilperson Clyde-Gallagher moved to place Bill No. 2017-048 on first reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Clyde-Gallagher; Hertzberg; Leonard

Nay: None

Absent: Watts

Next to be considered was Bill No. 2017-049 accepting the bid and authorizing the execution of an agreement with JR's Painting of El Dorado Springs, Missouri for painting of the interior of the City Hall building.

Councilperson Novak moved to place Bill No. 2017-049 on first reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Clyde-Gallagher; Hertzberg; Leonard; Novak

Nay: None

Absent: Watts

Next to be considered was Resolution No. 1499 authorizing the City Manager to execute a Missouri Highways and Transportation Commission agreement for signage on Austin Blvd.

Councilperson Hertzberg moved to approve Resolution No. 1499, seconded by Councilperson Clyde-Gallagher. The motion was duly considered and passed unanimously.

REPORTS

Monthly Department Reports

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

- i. Municipal Court – August
- ii. Fire Department – August
- iii. Animal Control – August

- iv. Police Department – August
- v. Alliance Water Resources – August
- vi. Finance – July
 - 1. Business License - July

Boards and Commissions Written Minutes/Reports

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

- i. Planning Commission – May 23, 2017
- ii. NRMC –April 25, 2017
- iii. NRMC – May 23, 2017
- iv. NRMC – July 6, 2017
- v. NRMC – July 25, 2017

Mayor's Report

Mayor Leonard thanked Councilperson Novak for presenting the Muzzleloader Proclamation and accepting the Lion's Club donation in his absence.

City Manager's Report

City Manager, JD Kehrman reported, that the airshow was a success and wanted to thank Sharon Kegler and Mark Mitchell for all their hard work. They reported that there were 1460 cars parked with over 4,000 people in attendance and that two food vendors sold out twice. They will provide costs of the airshow once all the numbers are back.

MISCELLANEOUS MATTERS

Mayor Leonard reminded everyone that this Friday, September 22, 2017 at 4:00 p.m. is the retirement reception for Richard Burdick and that next Friday, September 29, 2017 at 3:00 p.m. is the retirement reception for Jens Barclay; both ceremonies will be held in the Council Chambers.

Also, this Saturday at the Elk's is the Low & Slow BBQ Cook-off.

EXECUTIVE SESSION

The City Manager requested an executive session in accordance with Section 610.021 RSMo., Subparagraph (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys.

Councilperson Novak moved to go into executive session for reasons in accordance with Section 610.021 RSMo., Subparagraph (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys, 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: Hertzberg; Leonard; Novak; Clyde-Gallagher

Nay: None

Absent: Watts

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 8:02 p.m.

Present: Clyde-Gallagher; Hertzberg; Leonard; Novak

Absent: Watts

Staff present: JD Kehrman, City Manager; Wm. G. McCaffree, City Attorney

Discussion was limited to Section 610.021 RSMo., Subparagraph (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys.

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: Leonard; Novak; Clyde-Gallagher; Hertzberg

Nay: None

Absent: Watts

Executive session adjourned at 9:10 p.m.

ADJOURNMENT

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

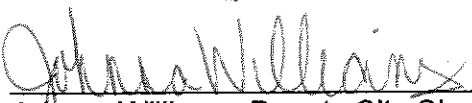
Councilperson Hertzberg moved to adjourn the regular session of City Council.
Councilperson Clyde-Gallagher provided the second. The motion was duly considered
and passed by the following vote:

Aye: Novak; Clyde-Gallagher; Hertzberg; Leonard


Nay: None

Absent: Watts

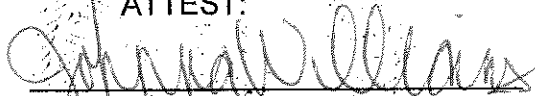
The meeting adjourned 9:11 p.m.



Johnna Williams, Deputy City Clerk



Brian L. Leonard, Mayor

(seal)
ATTEST:


Johnna Williams, Deputy City Clerk