

MINUTES
REGULAR SESSION CITY COUNCIL MINUTES
120 S. Ash
City Council Chambers
Tuesday, October 17, 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, October 13, 2017 at 2:10 p.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, October 17, 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; Ryan Watts

Absent: Jayne Novak

Mayor Leonard excused Councilperson Novak as she was out of town with family.

Staff present: JD Kehrman, City Manager; 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; Eric McPeak, Alliance Water Resources.

PROCLAMATIONS

Mayor Leonard presented the VFW Buddy Poppy Days Proclamation.

APPROVAL OF MINUTES

Councilperson Hertzberg moved to accept the October 3, 2017 regular session City Council minutes as written. Councilperson Clyde-Gallagher provided the second. The motion was duly considered and passed unanimously.

Councilperson Watts moved to accept the October 5, 2017 special session City Council minutes as written. Councilperson Hertzberg provided the second. The motion was duly considered and passed unanimously.

Councilperson Watts moved to accept the October 12, 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

Mayor Leonard presented Richard Burdick for appointment to the Infrastructure Board.

Councilperson Clyde-Gallagher moved to appoint Richard Burdick to the Infrastructure Board, replacing Jack Bastow, term expiring 9/2020. Councilperson Hertzberg provided the second. The motion was duly considered and unanimously passed.

Then, Mayor Leonard presented Heather Klingaman for appointment to the Infrastructure Board.

Councilperson Hertzberg moved to appoint Heather Klingaman to the Infrastructure Board, replacing Bob Coonrod, term expiring 9/2020. Councilperson Watts provided the second. The motion was duly considered and unanimously passed.

Next, Mayor Leonard presented Jim Rayburn for appointment to the Infrastructure Board.

Councilperson Hertzberg moved to appoint Jim Rayburn to the Infrastructure Board, replacing Ray Scism, term expiring 9/2019. Councilperson Watts provided the second. The motion was duly considered and unanimously passed.

CONSIDERATION OF BIDS

There were none.

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

Carol Branham, 304 S. Washington, briefed City Council on Housing America Month and invited everyone to Chapman Estates on Thursday, October 19, 2017 to get regulation update and review fair market rents, will also be a petting zoo. Same event will be at Fairground Estates on Friday, October 20, 2017.

Ted Moore, 1008 N. Washington, requested cost of consultant to city, including expenses, also stated employees and public would have been more accepting to City Council's decision on Hospital if they would have been more open and meetings would have been public.

COMMUNICATIONS AND PETITIONS

There were none.

OLD BUSINESS

Next to be considered was Bill No. 2017-050 accepting the bid and authorizing the execution of an agreement with Ast Heating & Air of Nevada, Missouri for Community Center HVAC unit installation.

Councilperson Watts moved to place Bill No. 2017-050 on second reading by title only. Councilperson Hertzberg provided the second. Jerry Wait, 327 N. Main, stated that CDL is a local company and they had the low bid; CDL should have been awarded the bid.

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

Aye: Watts

Nay: Clyde-Gallagher; Hertzberg; Leonard

Absent: Novak

Next to be considered was Bill No. 2017-051 authorizing the execution of an agreement with Black and Veatch for an engineering study concerning Water Treatment Plant upgrades.

Councilperson Hertzberg moved to place Bill No. 2017-051 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; Watts; Clyde-Gallagher

Nay: None

Absent: Novak

The Mayor declared Bill No. 2017-051 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8180 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. 2017-053 authorizing the execution of Change Order No. 1 to an agreement with Ozark Applicators, LLC, of Van Buren, Missouri.

Councilperson Clyde-Gallagher moved to place Bill No. 2017-053 on first reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; Watts; Clyde-Gallagher; Hertzberg

Nay: None

Absent: Novak

Next to be considered was Bill No. 2017-054 amending Section 2-109 of the Code of the City of Nevada, Missouri.

Councilperson Hertzberg moved to place Bill No. 2017-054 on first reading by title only. Councilperson Watts provided the second. Steve Branstetter, 15969 S. 1463 Rd., stated that he supports hospital and wanted to make sure that this ordinance only authorizes a one-time transfer; would like to know if we would get the money back.

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

Aye: Watts; Clyde-Gallagher; Hertzberg; Leonard

Nay: None

Absent: Novak

Next to be considered was Bill No. 2017-055 accepting the bid from Masek Golf Car Company to provide thirty (30) golf cars and three (3) utility cars to the Twin Lakes Sports Complex and conditionally approving an agreement with Yamaha Motor Corporation, USA.

Councilperson Hertzberg moved to place Bill No. 2017-055 on first reading by title only. Councilperson Clyde-Gallagher provided the second. The motion was duly considered and passed by the following vote:

Aye: Clyde-Gallagher; Hertzberg; Leonard; Watts

Nay: None

Absent: Novak

Next to be considered was Resolution No. 1501 approving Buzz's BBQ Two, LLC liquor license application to sell intoxicating liquor in excess of five percent of alcohol by weight, by the drink for consumption on the premises where sold.

Councilperson Clyde-Gallagher moved to approve Resolution No. 1501, seconded by Councilperson Hertzberg. The motion was duly considered and passed unanimously.

Next to be considered was Resolution No. 1502 approving a travel portion of right-of-way permit for Jeffrey & Kristina L Taylor DBA Wind Riders.

Councilperson Hertzberg moved to approve Resolution No. 1502, seconded by Councilperson Watts. The motion was duly considered and passed unanimously.

Next to be considered was Resolution No. 1503 intent of the City Council of the City of Nevada, Missouri, for the issuance of the City's Industrial Development Revenue Bonds in an aggregate principal amount not to exceed \$960,000 to finance a project for the benefit of Mareth Enterprises, LLC; and authorizing certain actions relating thereto.

Councilperson Clyde-Gallagher moved to approve Resolution No. 1503, seconded by Councilperson Hertzberg. Patrick Massey with Development Dynamics discussed the process of the bonds and this ordinance gets the process started. 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 – September
- ii. Fire Department – September
- iii. Animal Control – September
- iv. Police Department – September
- v. Alliance Water Resources – September
- vi. Finance – August
 1. Business License - August

Boards and Commissions Written Minutes/Reports

There were none.

Mayor's Report

Mayor Leonard will be attending the 100 year celebration for the Carnegie Building this Thursday. Also this Thursday is the Housing Month celebration at the Housing Authority.

City Manager's Report

There was none.

MISCELLANEOUS MATTERS

Nutri Flo is outside City limits and is no longer on city sewer. DNR is heavily involved with air quality and complaints should be forwarded to DNR. Division Street project is complete.

Mayor Leonard stated that an executive session was no longer needed.

ADJOURNMENT

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

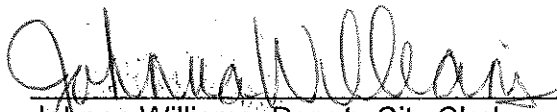
Councilperson Clyde-Gallagher moved to adjourn the regular session of City Council. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Hertzberg; Leonard; Watts; Clyde-Gallagher


Nay: None

Absent: Novak

The meeting adjourned 8:02 p.m.


Johnna Williams, Deputy City Clerk

(seal)
ATTEST:


Johnna Williams, Deputy City Clerk


Brian L. Leonard, Mayor