

**MINUTES**  
**REGULAR SESSION CITY COUNCIL MINUTES**  
**120 S. Ash**  
**City Council Chambers**  
**Tuesday, December 4, 2018**  
**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, November 30, 2018 at 3:00 p.m.

***CALL TO ORDER***

A regular session of the City Council of Nevada, Missouri was held on Tuesday, December 4, 2018 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***

Sharon Freeman gave the invocation.

***ROLL CALL***

The following Council members were present for roll call:

Present: Lyndon Eberhard; Carol Gallagher; Blake Hertzberg; Brian Leonard; Ryan Watts

Absent: None

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

***PROCLAMATIONS***

There were none.

***APPROVAL OF MINUTES***

Councilperson Eberhard moved to accept the November 20, 2018 regular session City Council minutes as written. Councilperson Gallagher provided the second. The motion was duly considered and passed unanimously.

Next, Councilperson Hertzberg moved to accept the November 29, 2018 special session City Council minutes as written. Councilperson Gallagher provided the second. The motion was duly considered and passed unanimously.

***APPOINTMENTS TO BOARDS AND COMMISSIONS***

Mayor Leonard presented Linda Barnes for appointment to the Housing Authority Board. Ms. Barnes will be replacing Lois Crowe, term expiring 1/2023.

Councilperson Eberhard moved to appoint Linda Barnes to the Housing Authority Board, term expiring 1/2023. Councilperson Hertzberg 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***

There were none.

***COMMUNICATIONS AND PETITIONS***

John Briggs with Allgeier Martin & Associates presented information concerning the Water Treatment Plant.

Dr. Warren Lovinger discussed NRMC and financial issues.

***OLD BUSINESS***

Next to be considered was Bill No. 2018-032 Authorizing the execution of an Agreement with Timberworks Lumberjack Show for a special event scheduled on October 5, 2019.

Councilperson Hertzberg moved to place Bill No. 2018-032 on second reading by title only. Councilperson Gallagher provided the second. The motion was duly considered and passed by the following vote:

Aye:	Eberhard; Gallagher; Hertzberg; Leonard; Watts
Nay:	None
Absent:	None

The Mayor declared Bill No. 2018-032 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8239 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. 2018-033 Accepting the right-of-way Easement for the Vernon County Fairground Sewer Extension.

Councilperson Eberhard moved to place Bill No. 2018-033 on second reading by title only. Councilperson Gallagher provided the second. The motion was duly considered and passed by the following vote:

Aye: Gallagher; Hertzberg; Leonard; Watts; Eberhard

Nay: None

Absent: None

The Mayor declared Bill No. 2018-033 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8240 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. 2018-034 Accepting the right-of-way Easements for the Sycamore Street Sewer Project.

Councilperson Eberhard moved to place Bill No. 2018-034 on second reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Hertzberg; Leonard; Watts; Eberhard; Gallagher

Nay: None

Absent: None

The Mayor declared Bill No. 2018-034 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8241 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. 2018-035 Declaring assets of the City of Nevada, Missouri as surplus property and authorizing their sale.

Councilperson Hertzberg moved to place Bill No. 2018-035 on second reading by title only. Councilperson Gallagher provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; Watts; Eberhard; Gallagher; Hertzberg

Nay: None

Absent: None

The Mayor declared Bill No. 2018-035 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8242 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. 2018-036 Authorizing the execution of an agreement with Allgeier, Martin and Associates, of Joplin, Missouri for engineering services.

Councilperson Watts moved to place Bill No. 2018-036 on first reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Watts; Eberhard; Gallagher; Hertzberg; Leonard

Nay: None

Absent: None

Then, Mayor Leonard opened a public hearing regarding 2019 water and sewer rates at 7:45 p.m. With no public comment the public hearing was closed at 7:45 p.m.

Next to be considered was Bill No. 2018-037 Amending Chapter 40 of the Nevada City Code pertaining to Water Service.

Councilperson Watts moved to place Bill No. 2018-037 on first reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Gallagher; Hertzberg; Leonard; Watts

Nay: Eberhard

Absent: None

Next to be considered was Bill No. 2018-038 Amending Chapter 28 of the Nevada City Code pertaining to sewers and sewage disposal.

Councilperson Eberhard moved to place Bill No. 2018-038 on first reading by title only. Councilperson Watts provided the second. The motion was duly considered and passed by the following vote:

Aye: Gallagher; Hertzberg; Leonard; Watts

Nay: Eberhard

Absent: None

Then, Mayor Leonard opened a public hearing regarding the 2019 Annual Fiscal Budget of the City of Nevada, Missouri at 7:49 p.m. With no public comment the public hearing was closed at 7:49 p.m.

Next to be considered was Bill No. 2018-039 Approving the Fiscal 2019 Budget of the City of Nevada, Missouri, Appropriating from the Revenue of the City Requisite Funds therefor, Providing for the Adjustments thereof, Providing for the Salaries of the City Employees, Approving the Five-Year Capital Improvement Program, Updating the Organization Chart, and Approving the Public Records and Abatement Fee Schedules.

Councilperson Hertzberg moved to place Bill No. 2018-039 on first reading by title only. Councilperson Watts provided the second. The motion was duly considered and passed by the following vote:

Aye: Hertzberg; Leonard; Watts; Eberhard; Gallagher

Nay: None

Absent: None

Next to be considered was Bill No. 2018-040 Amending Chapter 28 of the Nevada City Code pertaining to grinder pumps and grease traps.

Councilperson Hertzberg moved to place Bill No. 2018-040 on first reading by title only. Councilperson Gallagher provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; Watts; Eberhard; Gallagher; Hertzberg

Nay: None

Absent: None

Next to be considered was Bill No. 2018-041 Approving and Authorizing the execution of Amendment No. 4 to the Contract between the City of Nevada, Missouri and Alliance Water Resources, Inc.

Councilperson Hertzberg moved to place Bill No. 2018-041 on first reading by title only. Councilperson Watts provided the second. The motion was duly considered and passed by the following vote:

Aye: Watts; Gallagher; Hertzberg; Leonard

Nay: Eberhard

Absent: None

## **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. Infrastructure Board – October 24, 2018
- ii. NRMC Board – October 30, 2018
- iii. Park Board – October 24, 2018

### ***Mayor's Report***

There was none.

### ***City Manager's Report***

There was none.

## **MISCELLANEOUS MATTERS**

Councilperson Eberhard thanked city staff for securing the old First Baptist Church building; also stated that the building is a safety issue and needs to come down. Councilperson Eberhard invited all the Councilmembers to ride on float in the Christmas parade on Friday.

**ADJOURNMENT**

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

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

Aye: Eberhard; Gallagher; Hertzberg; Leonard; Watts

Nay: None

Absent: None

The meeting adjourned at 8:12 p.m.

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Johnna Williams, Deputy City Clerk

(seal)  
ATTEST:

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Brian L. Leonard, Mayor

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Johnna Williams, Deputy City Clerk