

MINUTES
REGULAR SESSION CITY COUNCIL MINUTES
120 S. Ash
City Council Chambers
Tuesday, December 18, 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, December 14, 2018 at 3:00 p.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, December 18, 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

Kevin Daugherty gave the invocation.

ROLL CALL

The following Council members were present for roll call:

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

Absent: Carol Gallagher

Mayor Leonard excused Councilperson Gallagher as she was on a family vacation.

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 December 4, 2018 regular session City Council minutes as written. Councilperson Hertzberg provided the second. The motion was duly considered and passed unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS

There were none.

CONSIDERATION OF BIDS

The bid considered was Bid No. 2018-33 Fuel – Public Works.

Councilperson Hertzberg moved to approve the bid from MFA-Petro for .05 cents off the posted price for bulk fuel and .03 cents off the posted price for automotive fuel. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

Aye: Eberhard; Hertzberg; Leonard; Watts

Nay: None

Absent: Gallagher

Next, the bid considered was Bid No. 2018-35 Concrete – Public Works.

Councilperson Hertzberg moved to approve the bid from Vernon County Ready Mix for a not to exceed amount of \$110,325.00 for concrete. Councilperson Watts provided the second. The motion was duly considered and passed by the following vote:

Aye: Hertzberg; Leonard; Watts; Eberhard

Nay: None

Absent: Gallagher

Next, the bid considered was Bid No. 2018-36 Rock – Public Works.

Councilperson Hertzberg moved to approve the bid from Ash Grove Aggregates for a not to exceed amount of \$151,375.00 for rock. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; Watts; Eberhard; Hertzberg

Nay: None

Absent: Gallagher

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

Carol Branham, Housing Authority, invited City Councilmembers to the annual residents meeting on Thursday. The Consolidated Plan update will be reviewed, and also the survey concerning veterans; meeting starts at 6:00 p.m. including dinner.

Angela Williams, Best Chance Recovery, requested use of the north side of the Old Baptist Church Building. Best Chance Recovery plans to house and help the homeless.

COMMUNICATIONS AND PETITIONS

There were none.

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

Aye: Watts; Eberhard; Hertzberg; Leonard

Nay: None

Absent: Gallagher

The Mayor declared Bill No. 2018-036 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8243 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. 2018-037 Amending Chapter 40 of the Nevada City Code pertaining to Water Service.

Councilperson Watts moved to place Bill No. 2018-037 on second reading by title only. Councilperson Hertzberg provided the second. Carol Branham, Housing Authority, plans to review the rate increase at Thursday's meeting. Monte Curtis stated he was concerned with the water rate increase. The motion was duly considered and passed by the following vote:

Aye: Watts; Hertzberg; Leonard

Nay: Eberhard

Absent: Gallagher

The Mayor declared Bill No. 2018-037 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8244 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. 2018-038 Amending Chapter 28 of the Nevada City Code pertaining to sewers and sewage disposal.

Councilperson Watts moved to place Bill No. 2018-038 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

Nay: Eberhard

Absent: Gallagher

The Mayor declared Bill No. 2018-038 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8245 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. 2018-039 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 second reading by title only. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; Watts; Eberhard; Hertzberg

Nay: None

Absent: Gallagher

The Mayor declared Bill No. 2018-039 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8246 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. 2018-040 Amending Chapter 28 of the Nevada City Code pertaining to grinder pumps and grease traps.

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

Aye: Watts; Eberhard; Hertzberg; Leonard

Nay: None

Absent: Gallagher

The Mayor declared Bill No. 2018-040 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8247 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. 2018-041 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 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

Nay: Eberhard

Absent: Gallagher

The Mayor declared Bill No. 2018-041 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8248 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 Leonard opened a public hearing regarding the zoning change at 911 E. Highland from M-1 Light Industrial to C-3 Commercial at 7:23 p.m. With no public comment the public hearing was closed at 7:23 p.m.

Next to be considered was Bill No. 2018-042 Amending the Zoning District Map at 911 E. Highland, by changing the zoning from M-1 Light Industrial to C-3 Commercial.

Councilperson Eberhard moved to place Bill No. 2018-042 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; Watts; Eberhard

Nay: None

Absent: Gallagher

REPORTS

Monthly Department Reports

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

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

Boards and Commissions Written Minutes/Reports

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

- i. Planning Commission – October 9, 2018

Mayor's Report

There was none.

City Manager's Report

City Manager, JD Kehrman reported, that the first meeting in January needed to be moved back a week from January 1, 2019 to January 8, 2019. Also, City Offices will be closed on Christmas Eve – city employees will have the full 8-hour

holiday in lieu of the 4 hours in the code. Also, bids were opened for the Water Plant piping project and the Clay Street sewer project and both came in under bid estimates. The bids/contracts should come to City Council the first meeting in January.

MISCELLANEOUS MATTERS

Councilperson Eberhard questioned some items in the City Manager’s contract. Mr. Kehrman, City Manager, advised Councilperson Eberhard that any discussion concerning the specifics of his contract needed to be discussed in Executive Session. Mayor Leonard stated that when we call an executive session, we have to post the notice 24 hours in advance.

Mayor Leonard stated that the employee awards luncheon would be held Thursday, December 20, 2018 at 11:00 a.m.

ADJOURNMENT

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

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

The meeting adjourned at 7:32 p.m.

Johnna Williams, Deputy City Clerk

(seal)
ATTEST:

Brian L. Leonard, Mayor

Johnna Williams, Deputy City Clerk