

MINUTES
REGULAR SESSION CITY COUNCIL MINUTES
120 S. Ash
City Council Chambers
Tuesday, March 19, 2019
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 Monday, March 18, 2019 at 9:00 a.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, March 19, 2019 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 7:02 p.m., followed by the Pledge of Allegiance.

INVOCATION

Mayor Leonard 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; Kristie Modlin, Treasurer; Johnna Williams, Deputy City Clerk; Mark Mitchell, CIO; Jimmie Dye, Police Captain; Randy Marti, Administrative Service Director; Sharon Kegler, Human Resources Director; Kevin Crump, Park & Recreation Director; Tom Hutchinson, Field Operations Manager; Dan Scherer, Alliance Water Resources.

PROCLAMATIONS

There were none.

APPROVAL OF MINUTES

Councilperson Eberhard moved to accept the March 5, 2019 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

Mayor Leonard presented Deanna Gicante to the Housing Authority Board.

Councilperson Gallagher moved to appoint Deanna Gicante to the Housing Authority Board, completing the term of Trudy Snead, term expiring 1/2020. 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

There were none.

COMMUNICATIONS AND PETITIONS

There were none.

OLD BUSINESS

Next to be considered was Bill No. 2019-011 Amending the Fiscal 2018 Budget.

Councilperson Watts moved to place Bill No. 2019-011 on second reading by title only. Councilperson Hertzberg 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. 2019-011 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8260 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. 2019-012 Authorizing and directing a transfer of \$650,000.00 to the City Hospital.

Councilperson Hertzberg moved to place Bill No. 2019-012 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. 2019-012 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8261 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. 2019-013 Authorizing payment from the Nevada Tourism Fund to the Nevada/Vernon County Chamber of Commerce for marketing, advertising and promotion of the 2019 Bushwhacker Days entertainment.

Councilperson Gallagher moved to place Bill No. 2019-013 on first reading by title only. Councilperson Eberhard 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. 2019-014 Authorizing the execution of a letter of engagement with Burch & Associates to provide special services for the City of Nevada, Missouri.

Councilperson Hertzberg moved to place Bill No. 2019-014 on first reading by title only. Councilperson Watts 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. 2019-015 Accepting the bid and entering into a lease purchase agreement with U.S. Bancorp Government Leasing and Finance Inc. for the acquisition of police vehicles.

Councilperson Gallagher moved to place Bill No. 2019-015 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

Next to be considered was Resolution No. 1526 Approving a travel portion of right-of-way application for American Cancer Society, Inc.

Councilperson Hertzberg moved to approve Resolution No. 1526, seconded by Councilperson Eberhard. 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 Office:

- i. Municipal Court – February
- ii. Fire Department – February
- iii. Animal Control – February
- iv. Police Department – February
- v. Alliance Water Resources – February
- vi. Finance -January, February, 2018 Annual
 1. Business License – January, February

Boards and Commissions Written Minutes/Reports

There were none.

Mayor's Report

There was none.

City Manager's Report

City Manager, JD Kehrman reported, that he will have financial options for the demolition of the old Baptist Church and information on the sewer projects at the next meeting.

MISCELLANEOUS MATTERS

Councilperson Eberhard complimented the Fire Department on response time mentioned in the monthly report.

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 Watts 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 Hertzberg.

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

Aye: Eberhard; Gallagher; Hertzberg; Leonard; Watts

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 7:41 p.m.

Present: Eberhard; Gallagher; Hertzberg; Leonard; Watts

Absent: None

Staff present: JD Kehrman, City Manager; Kristie Modlin, Treasurer; Wm. G. McCaffree, City Attorney; Johnna Williams, Deputy City Clerk

Others present: Charlie Zitnik, D.A. Davidson

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

Aye: Gallagher; Hertzberg; Leonard; Watts; Eberhard

Nay: None

Absent: None

Executive session adjourned at 8:50 p.m.

ADJOURNMENT

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

Councilperson Eberhard moved to adjourn the regular session of City Council. 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

The meeting adjourned at 8:53 p.m.

Johnna Williams, Deputy City Clerk

(seal)
ATTEST:

Brian L. Leonard, Mayor

Johnna Williams, Deputy City Clerk