

MINUTES
REGULAR SESSION CITY COUNCIL MINUTES
120 S. Ash
City Council Chambers
Tuesday, August 20, 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 Friday, August 16, 2019 at 3:30 p.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, August 20, 2019 pursuant to Section 2-6 and 2-7 of the City Code and Section 3.11 of the City Charter.

Mayor Knox called the meeting to order at 7:00 p.m. p.m., followed by the Pledge of Allegiance.

INVOCATION

Mark Mitchell gave the invocation.

ROLL CALL

The following Council members were present for roll call:

Present: Lyndon Eberhard; Carol Gallagher; George Knox

Absent: Brian Leonard; Ryan Watts

Councilperson Leonard and Councilperson Watts were excused due to work obligations.

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; William Thornton, Fire Chief; Randy Marti, Administrative Service Director; Sharon Kegler, Human Resources Director; Kevin Crump, Park & Recreation Director; Tera McFarland, Recreation Services Manager; Tim Wiggans, Interim Field Operations Manager; Dan Scherer, Alliance Water Resources.

PROCLAMATIONS

There were none.

APPROVAL OF MINUTES

Councilperson Gallagher moved to accept the August 6, 2019 regular session City Council minutes as written. Councilperson Eberhard provided the second. The motion was duly considered and passed unanimously.

Councilperson Eberhard moved to accept the August 9, 2019 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

There were none.

CONSIDERATION OF BIDS

There were none.

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

Janice Lamke, 1322 N. Main, spoke concerning the creek by her house and the rail that is in disrepair.

Dr. Warren Lovinger, PO Box 573 Nevada, MO, presented final report of Citizens United to Strengthen our Hospital.

COMMUNICATIONS AND PETITIONS

There were none.

OLD BUSINESS

Next to be considered was Bill No. 2019-027 Accepting the bid and authorizing the execution of an agreement with MDM Roofing of Independence, Missouri, for Roof Repairs at the Alliance Field Office.

Councilperson Eberhard moved to place Bill No. 2019-027 on second reading by title only. The motion died due to lack of a second.

Next to be considered was Bill No. 2019-028 Accepting the bid and authorizing the execution of an agreement with Gerken Environmental of Springfield, Missouri, for abatement of hazardous materials at the old First Baptist Church.

Councilperson Gallagher moved to place Bill No. 2019-028 on second reading by title only. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

Aye: Gallagher; Knox; Eberhard

Nay: None

Absent: Leonard; Watts

The Mayor declared Bill No. 2019-028 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8275 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. 2019-029 Levying General and Special Taxes in the City of Nevada, Missouri for the Fiscal Year 2019.

Councilperson Gallagher moved to place Bill No. 2019-029 on second reading by title only. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

Aye: Knox; Eberhard; Gallagher

Nay: None

Absent: Leonard; Watts

The Mayor declared Bill No. 2019-029 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8276 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. 2019-030 Accepting the option for BKD, LLP to conduct the Annual Audit for the Fiscal Year ending December 31, 2019.

Councilperson Gallagher moved to place Bill No. 2019-030 on second reading by title only. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

Aye: Eberhard; Gallagher; Knox

Nay: None

Absent: Leonard; Watts

The Mayor declared Bill No. 2019-030 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8277 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. 2019-031 Accepting a Gift of a Tract of Land adjacent to the Frank E. Peters Municipal Golf Course.

Councilperson Eberhard moved to place Bill No. 2019-031 on second reading by title only. Councilperson Gallagher provided the second. The motion was duly considered and passed by the following vote:

Aye: Gallagher; Knox; Eberhard

Nay: None

Absent: Leonard; Watts

The Mayor declared Bill No. 2019-031 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8278 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. 2019-032 Authorizing the City Manager to execute an agreement on behalf of the City of Nevada, Missouri with the Missouri Highways and Transportation Commission for Highway/Rail Crossing Improvements.

Councilperson Gallagher moved to place Bill No. 2019-032 on second reading by title only. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

Aye: Knox; Eberhard; Gallagher

Nay: None

Absent: Leonard; Watts

The Mayor declared Bill No. 2019-032 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 8279 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, Consideration of Bill No. 2019-033 Authorizing the execution of Change Order No. 2 to an Agreement with McInroy Contractors, LLC, for the Clay, Sycamore & Alma Street Sewer Improvements.

Councilperson Eberhard moved to place Bill No. 2019-033 on first reading by title only. Councilperson Gallagher provided the second. The motion was duly considered and passed by the following vote:

Aye: Eberhard; Gallagher; Knox

Nay: None

Absent: Leonard; Watts

Next to be considered was Bill No. 2019-034 Approving Acquisition of Property Adjacent to Marmaduke Park.

Councilperson Gallagher moved to place Bill No. 2019-034 on first reading by title only. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

Aye: Gallagher; Knox; Eberhard

Nay: None

Absent: Leonard; Watts

Then, Mayor Knox opened a public hearing regarding amending Chapter 37 of the Nevada Municipal code at 7:32 p.m.

With no public comment the public hearing was closed at 7:33 p.m.

Next to be considered was Bill No. 2019-035 Amending Chapter 37 of the Nevada Municipal Code.

Councilperson Gallagher moved to place Bill No. 2019-035 on first reading by title only. Councilperson Eberhard provided the second. Larry Malcolm, spoke in opposition of the ordinance, wants a 1000 feet distance requirement. The motion was duly considered and passed by the following vote:

Aye: Knox; Eberhard; Gallagher

Nay: None

Absent: Leonard; Watts

Next to be considered was Resolution No. 1537 Authorizing a Waiver of the Provisions of Section 23-86 of the Code of the City of Nevada, Missouri to Permit a Tourism Promotion Event to be held on September 7, 2019.

Councilperson Eberhard moved to approve Resolution No. 1537, seconded by Councilperson Gallagher. The motion was duly considered and passed unanimously.

Next to be considered was Resolution No. 1538 Proclaiming Nevada, Missouri to be a Purple Heart City.

Councilperson Gallagher moved to approve Resolution No. 1538, 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's Office:

- i. Municipal Court – July
- ii. Fire Department – July
- iii. Animal Control – July
- iv. Police Department – July
- v. Alliance Water Resources – July
- vi. Finance – July
 - i. 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. Housing Authority – May 30, 2019
- ii. Housing Authority – June 26, 2019
- iii. Planning Commission – December 11, 2018

Mayor's Report

Mayor Knox would like to get with the Ministerial Alliance to have a service before we do abatement on the old First Baptist Church.

City Manager's Report

City Manager, JD Kehrman Thanked Dr. Lovinger for all his work with the passing of the hospital tax.

MISCELLANEOUS MATTERS

Councilperson Gallagher wanted to know if any of the stained-glass windows in the old First Baptist Church were salvageable. It will be discussed before any demolition of the building begins. Also wanted to thank Kelly for adding Vernon County Feature article to the paper.

Councilperson Eberhard suggested that in the area by the school where there are issues with buses and stop signs that we look into changing signage from stop to yield for the buses.

ADJOURNMENT

With no further business to come before City Council, Mayor Knox 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; Knox

Nay: None

Absent: Leonard; Watts

The meeting adjourned at 7:46 p.m.

Johnna Williams, Deputy City Clerk

(seal)
ATTEST:

George Knox, Mayor

Johnna Williams, Deputy City Clerk