

MINUTES
REGULAR SESSION CITY COUNCIL MINUTES
120 S. Ash
City Council Chambers
Tuesday, October 20, 2020
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 16, 2020 at 12:00 p.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, October 20, 2020 pursuant to Section 2-6 and 2-7 of the City Code and Section 3.11 of the City Charter. The meeting could be watched by Facebook live:
<https://www.facebook.com/ournevadmo/>.

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

INVOCATION

Tom Rea gave the invocation.

ROLL CALL

The following Council members were present for roll call:

Mr. Eberhard
Dr. Gallagher
Mayor Knox
Mr. Vickers
Mr. Watts

Present: Lyndon Eberhard; Carol Gallagher; George Knox; Kendall Vickers;
Ryan Watts

Absent: None

Staff present: Mark Mitchell, City Manager; Wm. G. McCaffree, City Attorney; Kristie Modlin, Treasurer; Michele Bailey, City Clerk, Amber Williams, Police Seargent; Troy Denney, Fire Chief; Tim Wiggans, Interim Field Operations Manager; Dan Scherer, Alliance Water Resources.

PROCLAMATIONS

Mayor Knox presented to Warren Moseley the All Saints' Church 150th Anniversary Proclamation.

APPROVAL OF MINUTES

Councilperson Gallagher moved to accept the October 6, 2020 regular session City Council minutes as written. Councilperson Eberhard provided the second. The motion was duly considered and passed unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS

There are none.

CONSIDERATION OF BIDS

There are none.

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

None registered

COMMUNICATIONS AND PETITIONS

On My Own-ADA issues- Jennifer Gundy presented concerns on ADA compliance and the need for new sidewalks and sidewalk repairs due to disabled persons need to utilize the main roads and /or highways at times for transportation on scooters. Without local ADA compliant buses or transport van(s) available at all times, the ability to lessen the need for disabled persons to be in or on roads without accessibility or identifiable right-of-way may have dangerous consequences.

Also, concerns of the train viaduct being closed for repairs and overgrowth of vegetation along Walnut Street will cause disabled persons to utilize other streets within the city limits. On My Own is willing to investigate opportunity for additional grant funds from MoDOT for cost sharing in the repair, replacement or future sidewalk installation.

Mayor Knox agreed that the City is willing to support their efforts.

Ms. Gundy also thanked the City for their continued efforts to upgrade sidewalks for ADA compliance.

UNFINISHED BUSINESS

There is none.

OLD BUSINESS

Next to be considered was Bill No. 2020-069 Amending Section 5-7 of the Code of the City of Nevada, Missouri.

Councilperson Vickers moved to place Bill No. 2020-069 on second reading by title only. Councilperson Watts provided the second. The motion was duly considered and passed by the following vote:

Mr. Watts
Mr. Vickers
Mayor Knox
Dr. Gallagher
Mr. Eberhard

Aye: Watts, Vickers, Knox, Gallagher
Nay: Eberhard
Absent: None

Bill No. 2020-069 was then assigned Ordinance No. 8364

Next, Consideration of Bill No. 2020-074 Providing for a municipal election to be held in the city of Nevada, Missouri, on Tuesday, April 6, 2021 to allow qualified voters to consider continuing the existing one-half cent (1/2 cent) transportation sales tax for the purpose of funding transportation.

Councilperson Vickers moved to place Bill No. 2020-074 on second reading by title only. Councilperson Gallagher provided the second. The motion was duly considered and passed by the following vote:

Mr. Vickers
Mayor Knox
Dr. Gallagher
Mr. Eberhard
Mr. Watts

Aye: Vickers, Knox, Gallagher, Eberhard, Watts

Nay: None

Absent: None

Bill No. 2020-074 was then assigned Ordinance No. 8363

NEW BUSINESS

- a. Public Hearing regarding a zoning change from R-3 Apartment House to RP-3 Planned Apartment House at 412 E. Highland

Then, Mayor Knox opened a public hearing regarding zoning change to Apartment House located at 412 E. Highland at 7:15 p.m.

Housing Authority voiced the concern they were not notified
Concern was voiced about infrastructure and lack of sewer lines on Highland Street and as the city expansion the lack of city sewer will create more issues.
Commentary in support of new development in the city due to lack of housing.
Concern was voiced for the current development or excavation beyond the Highland overpass.

Alliance Manager will review the sewer mapping and report to City Manager.

After public comment, the public hearing was closed at 7:30 p.m.

- b. Next, Consideration of Bill No. 2020-075 Amending the zoning district map at 412 e. highland, by changing the zoning from R-3 apartment house to RP-3 planned apartment house.

Councilperson Eberhard moved to place Bill No. 2020-075 on first reading by title only. Councilperson Gallagher provided the second. The motion was duly considered and passed by the following vote:

Mr. Watts
Mr. Eberhard
Dr. Gallagher
Mayor Knox
Mr. Vickers

Aye: Watts, Eberhard, Gallagher, Knox, Vickers

Nay: None

Absent: None

- c. Next, Consideration of Bill No. 2020-076 authorizing an employment contract with Michele Bailey.

Councilperson Gallagher moved to place Bill No. 2020-076 on first reading by title only. Councilperson Vickers provided the second. The motion was duly considered and passed by the following vote:

Mr. Vickers

Mr. Watts

Mr. Eberhard

Dr. Gallagher

Mayor Knox

Aye: Vickers, Watts, Eberhard, Gallagher, Knox

Nay:

Absent: None

REPORTS

Monthly Department Reports

- i. Alliance OPSRPT-September 20, 2020
- ii. Fire Department – September 2020
- iii. Animal Control ACO– September 2020
- iv. City Hall Summary PD- September 2020
- v. Interim Finance Report- September 2020
- vi. License Report- September 2020
- vii. OSCA Report- September 2020
- viii. City Hall Summary -September 2020
- ix. Dangerous Buildings -September 2020
- x. Nuisance Report- September 2020

Boards and Commissions Written Minutes/Reports

Planning Commission – September 8, 2020

Mayor's Report

City Manager's Report

City Manager, Mark Mitchell reported on Audit and Financial Matters

Charter Sec 4.4: Powers & Duties: Keep the council fully advised as to the financial condition and future needs of the city. I informed the Council in August the Audit was not completed. I will give an update on the status and other financial issues that were brought to my attention last week.

MISCELLANEOUS MATTERS

Alliance Manager reported water main flushing has begun and will continue throughout the city until November 3, 2020 to verify operations of hydrants and to flush lines of any debris.

Councilman Vickers commented on the work of the city to clean up properties.

Councilman Eberhard questioned the efforts of clean-up of derelict automobiles.

Mayor Knox complimented the city workers on their continued efforts to clean up Nevada.

Councilperson Gallagher questioned members to attend and sit on additional Boards

Councilperson Eberhard discussed issues with the Fair Share program and discussed budgeting for a dispatch unit to assist the program due to lack of employees rides may be delayed.

Councilman Vickers brought up the issues with ADA transportation and the need for additional transport as there are no weekend or after hour (4:30pm) transportation for the disabled.

City Manager stated he will perform a customer satisfaction survey.

On My Own- Jennifer Gundy has obtained a grant that may be shared for transportation.

EXECUTIVE SESSION

- a. The Mayor Requests an 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 Subparagraph (3) Hiring, firing, disciplining, or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded, after a five-minute recess. The second was provided by Councilperson Vickers.

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

Dr. Gallagher
Mayor Knox
Mr. Vickers
Mr. Watts
Mr. Eberhard

Aye: Gallagher, Knox, Vickers, Watts, Eberhard

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 8:47 p.m.

Present: Eberhard; Gallagher; Knox; Vickers; Watts

Absent: None

Staff present: Mark Mitchell, City Manager; Wm. G. McCaffree, City Attorney; Michele Bailey, City Clerk

Discussion was limited to Section 610.021 RSMo., Subparagraph (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded.

Councilperson Gallagher 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:

Mr. Eberhard
Dr. Gallagher
Mayor Knox
Mr. Vickers

Mr. Watts

Aye: Eberhard, Gallagher, Knox, Vickers, Watts

Absent: None

Executive session adjourned at 9:15p.m.

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 Vickers provided the second. The motion was duly considered and passed by the following vote:

Mr. Watts

Mr. Eberhard

Dr. Gallagher

Mayor Knox

Mr. Vickers

Aye: Watts, Eberhard, Gallagher, Knox, Vickers

Nay: None

Absent: None

The meeting adjourned at 9:16 p.m.

Michele Bailey, City Clerk

(seal)
ATTEST:

George Knox, Mayor

Michele Bailey, City Clerk