

**MINUTES**  
**SPECIAL SESSION CITY COUNCIL MINUTES**  
**120 S. Ash**  
**City Council Chambers**  
**Monday, January 14, 2021**  
**12:00 p.m.**

***NOTICE OF MEETING***

A special 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 January 13, 2021 at 11:00 a.m.

***CALL TO ORDER***

A special session of the City Council of Nevada, Missouri was held on Monday, January 14, 2021 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 12:02 p.m.

***ROLL CALL***

The following Council members were present for roll call:

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

Present: Lyndon Eberhard, Carol Gallagher, George Knox, Kendall Vickers

Absent: Ryan Watts

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

**CONSIDERATION OF BIDS**

Consideration of Bid for Demolition of the Bluebird building for an amount not to exceed \$30,000.

Councilperson Gallagher moved to approve the bid for not to exceed \$30,000. Councilperson Vickers second the motion. The motion was duly considered and passed by the following vote:

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

**NEW BUSINESS**

- a. Consideration of First Reading of Bill No. 2021-005 An Emergency Ordinance of the City of Nevada, Missouri approving agreement addressing demolition, debris removal and site clean-up of property in the central business district.

Councilperson Eberhard moved to approve the Bill No. 2021-005 on first reading. Councilperson Gallagher provided the second. The motion was duly considered and passed by the following vote:

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

- b. Consideration of Second Reading of Bill No. 2021-005 An Emergency Ordinance of the City of Nevada, Missouri approving agreement addressing demolition, debris removal and site clean-up of property in the central business district.

Councilperson Vickers moved to approve the Bill No. 2021-005 on first reading. Councilperson Gallagher provided the second. The motion was duly considered and passed by the following vote:

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

At the final vote on Bill No. 2021-005 City Attorney McCaffree noted the bill required amending due to the lack of inclusion of information regarding building title, not to exceed amount and the incorrect attachment of contract for demolition.

**Therefore**, the council rescinded the original vote allowing for an amendment to Bill No. 2021-005.

Councilperson Gallagher moved to rescind the original vote to approve Bill No. 2021-005 as written. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

Aye: Dr. Gallagher, Mr. Eberhard, Mr. Vickers, Mayor Knox  
Nay: None  
Absent: Watts

City Attorney McCaffree amended Bill No. 2021-005 to read as follows:

**AN EMERGENCY ORDINANCE OF THE CITY OF NEVADA MISSOURI APPROVING AGREEMENT ADDRESSING DEMOLITION, DEBRIS REMOVAL AND SITE CLEAN-UP OF PROPERTY IN THE CENTRAL BUSINESS DISTRICT.**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NEVADA, MISSOURI THAT:**

**Section 1.** The contract being concluded by the City Manager for demolition of the Vieth Café (Bluebird Café) structures at the City of Nevada, Missouri, at a cost not to exceed \$30,000 is approved as an obligation of the City of Nevada, Missouri.

**Section 2.** The City Manager is authorized and directed to fully effect the same.

**Section 3.** This ordinance is an emergency ordinance by reason of the danger to the public occasioned by the partial collapse of the structure on the property to be acquired and the urgent need to conclude all issues between the parties to the agreement, to bring the dangerous elements of the structure to the ground, to reasonably secure the site for public safety and to restore use of essential traffic routes for the municipality now blocked and encumbered by the collapse exposures which require remediation.

City Attorney McCaffree also noted he would prepare and attach the correct contract for demolition of the Vieth Café' also known as the Bluebird Café or Bluebird building and provide the corrections of all to the City Clerk for the Mayor's signature.

At this time, Bill No. 2021-005 was then brought forth by reading for additional vote.

- c. Consideration of First Reading of amended Bill No. 2021-005 An Emergency Ordinance of the City of Nevada, Missouri approving agreement addressing demolition, debris removal and site clean-up of property in the central business district.

Councilperson Eberhard moved to approve amended Bill No. 2021-005 on first reading. Councilperson Gallagher provided the second. The motion was duly considered and passed by the following vote:

Aye: Eberhard, Vickers, Knox, Gallagher

Nay: None

Absent: Watts

- d. Consideration of Second Reading of amended Bill No. 2021-005 An Emergency Ordinance of the City of Nevada, Missouri approving agreement addressing demolition, debris removal and site clean-up of property in the central business district.

Councilperson Gallagher moved to approve amended Bill No. 2021-005 on the second reading. Councilperson Vickers provided the second. The motion was duly considered and passed by the following vote:

Aye: Knox, Gallagher, Eberhard, Vickers

Nay: None

Absent: Watts

**Bill No. 2021-005 was then assigned Ordinance No. 8388**

**MISCELLANEOUS MATTERS-** City Manager Mark Mitchell brought to the Council's attention a mural belonging to the City which was painted by Ed Koski.

The mural has been displayed in different locations throughout the city and has been on display at the Art Council gallery located at 104 E Cherry Street for several years. The artist recently passed away and his son has asked the city if they would be willing to donate it to him.

A discussion ensued amongst the Council and it was determined the City Manager would further review the matter and bring back to Council at a later date.

**ADJOURNMENT**

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

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

Aye: Vickers, Eberhard, Gallagher, Knox

Nay: None

Absent: Watts

The meeting adjourned 12:54 p.m.

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Michele Bailey, City Clerk

(seal)  
ATTEST:

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George Knox, Mayor

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Michele Bailey, City Clerk