

**MINUTES
REGULAR SESSION CITY COUNCIL MINUTES
120 S. Ash
City Council Chambers
Tuesday, May 18, 2021
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, May 14, 2021 at 12:10 p.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, May 18, 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 7:00 p.m., followed by the Pledge of Allegiance.

INVOCATION

Mickey Russell gave the invocation.

ROLL CALL

The following Council members were present for roll call:

Present: Richard Brockman, Lyndon Eberhard Carol Gallagher; George Knox; Kendall Vickers

Absent: Gallagher

Staff present: Mark Mitchell, City Manager; Wm. G. McCaffree, City Attorney; Michele Bailey, City Clerk; Clinton Berry, Police Sergeant; Troy Denney, Fire Chief; Sharon Baker, HR Director

PROCLAMATIONS

Mayor Knox presented the following Proclamations:

American Legion Auxiliary-Poppy Days May 28-31, 2021
VFW – Poppy Day May 28-31, 2021

Motorcycle Awareness Month May 2021

APPROVAL OF MINUTES

Councilperson Eberhard moved to accept the May 4, 2021 regular session City Council minutes as written. Councilperson Vickers provided the second. The motion was duly considered and passed unanimously.

Councilperson Eberhard moved to accept the May 11, 2021 special session City Council minutes as written. Councilperson Vickers provided the second. The motion was duly considered and passed unanimously.

Councilperson Eberhard moved to accept the May 13, 2021 special session City Council minutes as written. Councilperson Vickers provided the second. The motion was duly considered and passed unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Mayor Knox presented Walter Johnson for appointment to the Nevada Planning Commission. Under this appointment Mr. Johnson will be replacing Michael Brown. This will be a four-year term which will expire November 30, 2025.

Councilperson Vickers moved to appoint Walter Johnson to the Nevada Planning Commission. Councilperson Eberhard provided the second. The motion was duly considered and unanimously passed.

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

Mayor Knox presented Julie Scotten for appointment to the Nevada Library Board. Ms. Scotten will be replacing Ashley Potter. Under new appointment Ms. Scotten's term will expire June 30, 2024.

Councilperson Brockman moved to reappoint Walter Johnson to the Nevada Planning Commission. Councilperson Eberhard provided the second. The motion was duly considered and unanimously passed.

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

CONSIDERATION OF BIDS

Consideration of Bid from Schulte Supply, Inc. in the not to exceed amount of \$10,000.

Councilperson Eberhard moved to accept the bid from Shulte Supply, Inc. for the Drainage Pipes for Johnson Drive Street Improvements in the not to exceed amount of \$10,000.00. Councilperson Vickers provided the second. The motion was duly considered and passed unanimously.

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

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

Jayne Novak from the Century 6 Cinema approached the council to request Tourism Funding to provide free matinee' movies for children this summer for nine (9) weeks. The request was for \$1500.00 which would cover film rental and free admission. The cinema would also provide reduced cost concessions. Ms. Novak noted this was planned in 2020 but due to a miscommunication it did not occur.

COMMUNICATIONS AND PETITIONS

Police Department Promotions
Fence requirements discussion
Trash and Litter Code Updates

UNFINISHED BUSINESS

There was none.

OLD BUSINESS

Second Reading of Bill No. 2021-033 A Special Ordinance of the City of Nevada, Missouri approving a Depository Services Agreement with Commerce Bank and Authorizing Check Signers.

Councilperson Eberhard moved to place Bill No. 2021-033 on second reading by title only. Councilperson Brockman provided the second. The motion was duly considered and passed by the following vote:

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

The Mayor declared Bill No. 2021-033 read a second time, passed, approved, and adopted. The Bill was numbered **Ordinance No. 8416** and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

Second Reading of Bill No. 2021-034 A Special Ordinance of the City of Nevada, Missouri Approving the Bid submitted by APAC-Central, Inc of Springfield, Missouri and authorizing the execution of an Agreement with APAC-Central, Inc. for the 2021 Summer Sales Tax Street Improvements.

Councilperson Eberhard moved to place Bill No. 2021-034 on second reading by title only. Councilperson Brockman provided the second. The motion was duly considered and passed by the following vote:

Aye: Knox, Vickers, Brockman
Nay: Eberhard
Absent: Gallagher

Councilperson Eberhard and Vickers expressed their concerns about the aesthetics of a prior job performed by the company awarded to the street improvements again this year. They would like to see some form of oversight to the project and for the company not to receive the full amount until the city is satisfied with the work. Questions were also raised about a guarantee of the work provided.

The Mayor declared Bill No. 2021-034 read a second time, passed, approved, and adopted. The Bill was numbered **Ordinance No. 8417** 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

Consideration of Bill No. 2021-035 A Special Ordinance of the City of Nevada Missouri authorizing and appointing City Treasurer, William D. Denman to execute all instruments necessary to marshal and reinvest city investments.

Councilperson Vickers moved to place Bill No. 2021-035 on first reading by title only. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

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

REPORTS

Monthly Department Reports

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

- i. Fire Dept Report- April 2021
- ii. Police Report- April 2021
- iii. Animal Control Report- April 2021
- iv. Municipal Court Report- April 2021
- v. Dangerous Building Report April 2021
- vi. Water Treatment Plant Report April 2021

Boards and Commissions Written Minutes/Reports

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

March 9, 2021 Planning Commission Meeting Minutes
March 24, 2021 NRMC-LTC Meeting Minutes

Mayor's Report –

City Manager's Report

City Manager, Mark Mitchell presented his report to the council.

MISCELLANEOUS MATTERS

EXECUTIVE SESSION

The City Manager requested an executive session in accordance with Section 610.021 RSMo., Subparagraph (1) Subparagraph 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 and 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 Eberhard moved to go into executive session after a 5 minute recess for reasons in accordance with Section 610.021 RSMo., Subparagraph (1) Subparagraph

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 and 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. The second was provided by Councilperson Brockman.

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

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

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 8:25 p.m.

Present: Eberhard, Knox, Vickers Brockman,
Absent: Gallagher

Staff present: Mark Mitchell, City Manager, Michele Bailey, City Clerk, William McCaffree, City Attorney, William Denman, City Treasurer, Sharon Baker, HR Director

Discussion was limited to Section 610.021 RSMo., Subparagraph (1) Subparagraph 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 and Subparagraph (3) Hiring, firing, disciplining, or promoting of employees by a public governmental body when personal information about the employee is discussed or recorded.

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

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

Executive session adjourned at 9:17 p.m.

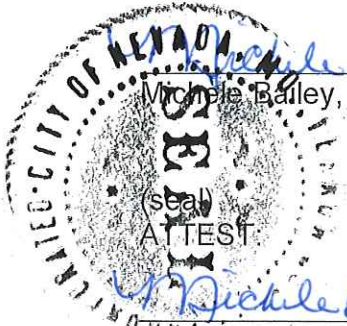
ADJOURNMENT

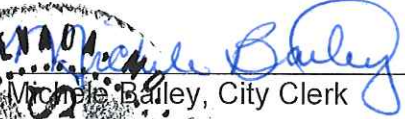
With no further business to come before City Council, Mayor Knox asked for a motion to adjourn.


Councilperson Eberhard 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

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

The meeting adjourned at 9:18 p.m.




Michele Bailey, City Clerk


George Knox, Mayor


Michele Bailey, City Clerk