

MINUTES
REGULAR SESSION CITY COUNCIL MINUTES
120 S. Ash
City Council Chambers
Tuesday, June 15, 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, June 11, 2021 at 2:20 p.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, June 15, 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

Mayor Knox gave the invocation.

ROLL CALL

The following Council members were present for roll call:

Present: Richard Brockman, Lyndon Eberhard, George Knox, Kendall Vickers

Absent: Mayor excused Carol Gallagher.

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

PROCLAMATIONS

None

APPROVAL OF MINUTES

Councilperson Eberhard moved to accept the June 1, 2021, regular session City Council minutes as written. Councilperson Brockman provided the second. The motion was duly considered and passed unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Mayor Knox presented John Copple for appointment to the Planning Commission. Under this appointment Mr. Copple will be filling the unexpired term of TJ Tubbs with an expiration date of November 30, 2023.

Councilperson Brockman moved to appoint Mr. Copple to the Nevada Planning Commission. Councilperson Vickers provided the second. The motion was duly considered and unanimously passed.

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

CONSIDERATION OF BIDS

There were none.

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

There were no participants.

COMMUNICATIONS AND PETITIONS

Parks Department- City Manager presented to the Council a report on the Parks funding and thanked City Treasurer for his work on providing the information and preparing financial information. He also presented a PowerPoint to the Council regarding the lack of staffing in the Parks and Recreation Department which the city is working to fulfill. Park Board Chair Cyndia Haggard spoke on behalf of the Park Board and addressed the Council on the vision for the future of sustaining funds for the Golf Course which included the building of an outdoor kitchen.

Councilperson Eberhard stated the Park Board may want to look at utilizing funds to purchase items such as additional pumps for the irrigation systems as backups in case one would go out. He noted the purchase of two new pumps in 2021 for a total of \$20,000.

Tourism Funds- Tourism Funds were requested by Traci Cliffman for the recent painting of a mural on the side of the Kitchen Essentials building located at 131 E. Walnut Street. The mural was painted by local artist Jeanette Hawkins. Ms. Cliffman stated the mural

runs \$20 a square foot and any consideration of assistance for beautification monies would be appreciated.

Council members voiced concerns of maintaining the mural and stated there are other murals in the town which had not been maintained and thus faded over time. Ms. Cliffman assured the Council the mural would be coated and maintained. Mayor Knox said the Council will discuss the matter and may make a consideration.

Community Readdressing- City Manager presented to Council the need for readdressing areas within the city which were numbered incorrectly or having the same number on both sides of a street. Approximately 100 addresses are in review. In emergency situations duplicate addressing can create confusion. The Nevada Fire Department currently works to train employees to know where the locations of incorrect addressing issues areas are.

A review is being done to eliminate duplicate addresses and address incorrect addressing per city blocks. Citizens will be notified if their address changes and they will be responsible for filing with the U.S. Postal Service the change in address to maintain delivery of their mail.

Mr. Maynard Browning, a concerned citizen, noted he has the same address as another party in the Timberbrook addition. City Manager stated he was aware of the problem and the owner of the new addition to the neighborhood had been notified an address change is forthcoming.

Code Enforcement updates- City Manager presented to Council matters on Code Enforcement with derelict vehicles, dangerous buildings, and the costs to enforce the issues. Also addressing the lengthy process through the courts to final results. Noting the cost for publications to advertise if owners cannot be found can run up to \$1000.00 for 3 weeks.

City Manager asked the Council to consider appropriating funding to begin removing the buildings which have been through the legal process. This would eliminate empty, dangerous buildings, and allow room for new builds and improvements to Nevada.

Councilperson Brockman suggests the city start a fund if they can recoup some of the costs. Such as, fines for having vehicles removed, costs for having to tear down a building or house. The funds he suggests, then can fund additional removal costs.

Councilperson Vickers asked for a master list of the items addressed by Code Enforcement and follow up.

UNFINISHED BUSINESS:

Second Reading of tabled Bill No. 2021-006 A Special Ordinance of the City of Nevada, Missouri approving an agreement addressing transfer of title to real estate in the Central Business District to the City of Nevada, Missouri.

Councilperson Vickers moved to place Bill No. 2021-006 on second reading by title only. No second was provided. The motion dies for lack of a second.

OLD BUSINESS

Second Reading of Bill No. 2021-036 A Special Ordinance of the City Council of the City of Nevada, Missouri Authorizing the execution of Change Order No. 2 to the agreement with Insco Industries.

Councilperson Vickers moved to place Bill No. 2021-036 on second reading by title only. Councilperson Brockman provided the second. The motion was duly considered and passed by the following vote:

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

The Mayor declared Bill No. 2021-036 read a second time, passed, approved, and adopted. The Bill was numbered **Ordinance No. 8419** 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. 2021-037 A Special Ordinance of the City of Nevada, Missouri authorizing the execution of an agreement with CivicPlus for a request management tool platform.

Councilperson Vickers moved to place Bill No. 2021-037 on second reading by title only. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

Aye: Knox, Vickers Eberhard
Nay: Brockman

Absent: Gallagher

The Mayor declared Bill No. 2021-037 read a second time, passed, approved, and adopted. The Bill was numbered **Ordinance No. 8420** 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, Consideration of Bill No. 2021-039 A Special Ordinance of the City of Nevada, Missouri Authorizing a Transfer of Appropriation to the 2021 Budget to Provide Funds For an Employee Assistance Fringe Benefit.

Councilperson Vickers moved to place Bill No. 2021-039 on first reading by title only. Councilperson Eberhard provided the second. The motion was duly considered and passed by the following vote:

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

Next, Bill No. 2021-040 A Special Ordinance of the City Council Approving an Investment Policy for the City of Nevada, Missouri

Councilperson Eberhard moved to place Bill No. 2021-040 on first reading by title only. Councilperson Brockman provided the second. The motion was duly considered and passed by the following vote:

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

Next, Bill No. 2021-041 An Emergency Ordinance of the City of Nevada, Missouri approving an agreement addressing transfer of title to real estate in the Central Business District to the City of Nevada, Missouri and mutual release and settlement of all claims of the parties attending the transfer and demolition of the dangerous structure thereon.

Councilperson Eberhard moved to place Bill No. 2021-041 on first reading by title only. Councilperson Vickers provided the second. The motion was duly considered and passed by the following vote:

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

Second Reading of Bill No. 2021-041 An Emergency Ordinance of the City of Nevada, Missouri approving an agreement addressing transfer of title to real estate in the Central Business District to the City of Nevada, Missouri and mutual release and settlement of all claims of the parties attending the transfer and demolition of the dangerous structure thereon.

Councilperson Eberhard moved to place Bill No. 2021-041 on second reading by title only. Councilperson Vickers provided the second. The motion was duly considered and passed by the following vote:

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

The Mayor declared Bill No. 2021-041 read a second time, passed, approved, and adopted. The Bill was numbered **Ordinance No. 8423** and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

Next, Resolution 1583 A Resolution of the City of Nevada authorizing the City Manager to adjust the 2021 Walton Aquatic Center Season Pass Fees.

Councilperson Eberhard moved to accept Resolution 1583 approving the City Manager to adjust the 2021 Walton Aquatic Center Season Pass Fees. Councilperson Brockman provided the second. The motion was duly considered and passed unanimously.

Next, Resolution 1584 A Resolution of the City of Nevada Authorizing an Address Change for the Nevada Elks Lodge 564 from 510 North Centennial to 564 North Centennial.

Councilperson Eberhard motioned to table Resolution 1584 Authorizing an Address Change for the Nevada Elks Lodge 564 from 510 North Centennial to 564 North Centennial until further review and readdressing within the city is done. Councilperson Vickers provided the second. The motion was tabled

REPORTS

Monthly Department Reports

- i. Fire Report-May 2021
- ii. Court Report-May 2021
- iii. Water Treatment Plant Report-May 2021
- iv. Dangerous Buildings Report- May 2021
- v. Interim Financial Report- May 2021
- vi. Parks Financial Report- May 2021
- vii. Police Report-May 2021
- viii. Animal Control Report-May 2021

Boards and Commissions Written Minutes/Reports

None

Mayor's Report – Mayor Knox appointed Lyndon Eberhard to the Water Treatment Plant Engineer Selection Committee.

City Manager's Report

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

MISCELLANEOUS MATTERS

EXECUTIVE SESSION

The City Manager Requests an Executive Session 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. 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 Vickers.

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 8:03 p.m.

Present: Brockman, Eberhard, Knox, Vickers

Absent: Gallagher

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

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

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

Executive session adjourned at 8:10 p.m.

ADJOURNMENT

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

Councilperson Brockman 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: Knox, Vickers, Brockman, Eberhard,
Nay: None

Absent: Gallagher

The meeting adjourned at 8:25 p.m.

Michele Bailey, City Clerk

(seal)
ATTEST:

George Knox, Mayor

Michele Bailey, City Clerk