

**MINUTES
REGULAR SESSION CITY COUNCIL MINUTES
120 S. Ash
City Council Chambers
Tuesday, August 3, 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 Thursday, July 30, 2021 at 12:40 p.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, August 3, 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, Carol Gallagher, George Knox, Kendall Vickers
Absent: Lyndon Eberhard

Staff present: Mark Mitchell, City Manager, Wm. G. McCaffree, City Attorney; Michele Bailey, City Clerk; Police Detective Brittany Dawn, Troy Denney, Fire Chief, Sharon Baker, HR Director, William Denman, City Treasurer

PROCLAMATIONS

National Night Out 2021 Proclamation was read and presented by Mayor Knox at 6:00pm at 224 E. Walnut St. in Nevada, Missouri

APPROVAL OF MINUTES

Councilperson Gallagher moved to accept the July 20, 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

There were no appointments

CONSIDERATION OF BIDS

Consideration of Bid for Bulk Sulfuric Acid for the Water Treatment Plant from Harcross Chemical, Kansas City, Missouri in the not to exceed amount of \$11,000.00.

Councilperson Gallagher moved to accept the July 20, 2021 regular session City Council minutes as written. Councilperson Vickers provided the second. The motion was duly considered and passed unanimously.

Aye: Gallagher, Knox, Vickers, Brockman

Nay:

Absent: Eberhard

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

None registered.

COMMUNICATIONS AND PETITIONS

City Manager -

Pool Closing

Back to School Sales Tax Holiday

UNFINISHED BUSINESS:

There was no unfinished business.

OLD BUSINESS

Second Reading of Bill No. 2021-049 A General Ordinance of the City of Nevada, Missouri adopting Section 28-44(a) if the Code if the City of Nevada, Missouri.

Councilperson Brockman moved to place Bill No. 2021-049 on second reading by title only. Councilperson Gallagher provided the second. The motion was duly considered to move forward for second reading and passed by the following vote:

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

The Mayor declared Bill No. 2021-049 read a second time, passed, approved, and adopted. The Bill was numbered **Ordinance No. 8431** 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. 2021-050 A Special Ordinance of the City of Nevada, Missouri awarding a Special Use Permit for a Home Occupation Dietary Supplements business to Robert Jones for the Property located at 1015 S. Adams Nevada, Missouri.

Councilperson Vickers moved to place Bill No. 2021-050 on second reading by title only. Councilperson Brockman provided the second. The motion was duly considered to move forward for second reading and passed by the following vote:

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

The Mayor declared Bill No. 2021-050 read a second time, passed, approved, and adopted. The Bill was numbered **Ordinance No. 8432** 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. 2021-051 A General Ordinance of the City of Nevada, Missouri repealing Section 23-24 of the Municipal Code of the City of Nevada, Missouri concerning fences.

Councilperson Gallagher moved to place Bill No. 2021-051 on second reading by title only. Councilperson Brockman provided the second. The motion was duly considered to move forward for second reading and passed by the following vote:

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

The Mayor declared Bill No. 2021-051 read a second time, passed, approved, and adopted. The Bill was numbered **Ordinance No. 8433** 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. 2021-052 A General Ordinance of the City of Nevada, Missouri repealing Section 37-8 of the Municipal Code of the City of Nevada, Missouri concerning fences.

Councilperson Gallagher moved to place Bill No. 2021-052 on second reading by title only. Councilperson Vickers provided the second. The motion was duly considered to move forward for second reading and passed by the following vote:

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

The Mayor declared Bill No. 2021-052 read a second time, passed, approved, and adopted. The Bill was numbered **Ordinance No. 8434** and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

First Reading of Amended Bill No. 2021-053 A General Ordinance of the City of Nevada, Missouri amending Chapter 6 of the Municipal Code of the City of Nevada, Missouri concerning fences.

Councilperson Gallagher moved to place Bill No. 2021-053 on First reading by title only. Councilperson Vickers provided the second. The motion was duly considered to move forward for second reading and passed by the following vote:

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

NEW BUSINESS

Consideration of Bill No. 2021-054 A Special Ordinance of the City Council of the City of Nevada, Missouri authorizing the execution of a supplemental agreement with H.W. Lochner, Inc of Kansas City Missouri for design services.

Councilperson Vickers moved to place Bill No. 2021-054 on First reading by title only. Councilperson Gallagher provided the second. The motion was duly considered to move forward for second reading and passed by the following vote:

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

Next, Consideration of Bill No. 2021-055 A Special Ordinance of the City of Nevada, Missouri authorizing the execution of amendment one (1) to the contract between the City of Nevada, Missouri and the Missouri Highways and Transportation Commission providing for design of the runway lighting project at the Nevada Municipal Airport.

Councilperson Vickers moved to place Bill No. 2021-055 on First reading by title only. Councilperson Brockman provided the second. The motion was duly considered to move forward for second reading and passed by the following vote:

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

Councilperson Brockman voiced concerns moving forward that we make sure we are reviewing all items ahead of completion to keep from adding additional amendments.

City Manager explained funding comes from MoDOT for any adjustments made to the lighting project.

Next, Consideration of Bill No. 2021-056 A General Ordinance of the City of Nevada, Missouri amending Chapter 3 of the Code of the City of Nevada, Missouri to provide consistency with modifications by the Missouri Legislature effective August 28th 2021.

Councilperson Gallagher moved to place Bill No. 2021-056 on First reading by title only. Councilperson Vickers provided the second. The motion was duly considered to move forward for second reading and passed by the following vote:

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

Next, Consideration of Bill No. 2021-057 A Special Ordinance of the City of Nevada, Missouri authorizing the City Manager to execute a Collective Bargaining Agreement

between the City of Nevada, Missouri and Local 3031 International Association of Fire Fighters (IAFF)

Councilperson Gallagher moved to place Bill No. 2021-057 on First reading by title only. Councilperson Vickers provided the second. The motion was duly considered to move forward for second reading and passed by the following vote:

Aye: Knox Vickers, Brockman, Gallagher

Nay:

Absent: Eberhard

REPORTS

Monthly Department Reports

Boards and Commissions Written Minutes/Reports

Park Board Minutes- June 30, 2021

NRMC-CEO Board Report-July 2021

NRMC Board of Directors Minutes- April 27, 2021

NRMC Board of Directors Minutes- May 25, 2021

NRMC Board of Directors Minutes- June 29, 2021

NRMC Financials -June 30, 2021

Mayor's Report –

City Manager's Report

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

Treasurer's Report

City Treasurer, William Denman presented his report to the council.

MISCELLANEOUS MATTERS

Wayne Blunt asked about the trash truck inspections.

City Manager stated the trash companies have been non-compliant with all requests including certified mail. The city may have to resort to a hand delivery method.

City Council requests to move the next City Council meeting from the 17th of August to the 24th. City Clerk will reschedule and prepare agenda as such.

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 (2) Leasing, purchase, or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease purchase or sale of the real estate. 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 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. Subparagraph (2) Leasing, purchase, or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease purchase or sale of the real estate. 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: Vickers, Brockman, Gallagher, Knox
Nay: None
Absent: Eberhard

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 7:37 p.m.

Present: Brockman, Gallagher, Knox, Vickers

Absent: Eberhard

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. Subparagraph (2) Leasing, purchase, or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease purchase or sale of the real estate. 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: Gallagher, Knox, Vickers, Brockman
Nay: None
Absent: Eberhard

Executive session adjourned at 9:16 p.m.

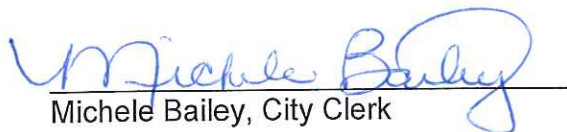
ADJOURNMENT

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

Councilperson Vickers moved to adjourn the regular session of City Council. Councilperson Brockman provided the second. The motion was duly considered and passed by the following vote:

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

The meeting adjourned at 9:17 p.m.


Michele Bailey, City Clerk



(seal)
ATTEST

Michele Bailey, City Clerk

George Knox
George Knox, Mayor