

**MINUTES**  
**GENERAL SESSION CITY COUNCIL MINUTES**  
**120 S. Ash**  
**City Council Chambers**  
**Tuesday, October 4, 2022**  
**7:00 p.m.**

**NOTICE OF MEETING**

A general 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, September 30, 2022.

**CALL TO ORDER**

A General Session of the City Council of Nevada, Missouri was held on Tuesday, October 4, 2022, 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 7:04 pm followed by the Pledge of Allegiance.

**INVOCATION:** None

**ROLL CALL:**

The following Council members were present for roll call:

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

**Absent: 0**

Staff present: Mark Mitchell, City Manager; Bill Denman, City Treasurer; Cynthia Dye, Interim City Clerk; William McCaffree, City Attorney; Troy Denney, Fire Chief; Richard Brockman, Parks Director

**PROCLAMATIONS**

•2022 Fire Prevention Week (Oct. 9<sup>th</sup>-15<sup>th</sup>)

Troy Denney, Fire Chief; Firemen, and Fire Pup were present

**APPROVAL OF MINUTES**

Councilperson Carol Gallagher moved to accept September 20, 2022, Regular Session City Council Minutes as written. Councilperson Lyndon Eberhard provided the second. The motion was duly considered and passed unanimously.

Councilperson Carol Gallagher moved to accept September 27, 2022, Special Session City Council Minutes as written. Councilperson Kendall Vickers provided the second. The motion was duly considered and passed unanimously.

## **APPOINTMENTS TO BOARDS AND COMMISSIONS**

- Ron Chandler – Board of Adjustments – term ending 12/2023

Councilperson Carol Gallagher motioned to appoint Mr. Chandler to the Board of Adjustments and Councilperson Kendall Vickers seconded the motion. The motion was duly considered and passed unanimously.

## **CONSIDERATION OF BIDS**

- a) Consideration of Resolution No. 1665 – A Resolution of the City of Nevada, MO accepting the bid and authorizing the City Manager to execute an agreement with Freightliner, Joplin, MO, for a Single Axle Dump Truck.

Councilperson Carol Gallagher moved to accept Resolution No. 1665 Councilperson Kendall Vickers provided the second. The motion was duly considered and passed unanimously.

## **PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK**

Wayne Blunt voiced concerns about Conceal and Carry not being allowed in certain locations around the City and having Golf Carts on City streets.

## **COMMUNICATIONS AND PETITIONS**

Will Tollerton, on behalf of the Historical Society, showed his support for the downtown revitalization project. Asked for consideration of putting outdoor Murals at the Southeast corner of the square.

**UNFINISHED BUSINESS:** None

## **OLD BUSINESS:**

- a) Second Reading of Bill No. 2022-072 – A Special Ordinance providing for the holding of a primary and general election within the City of Nevada, Missouri, and fixing the polling place, appointing judges of said election, and providing for other matters incidental to said election.

Councilperson Kendall Vickers motioned to Amend Bill No. 2022-072 to reflect candidate filing times, changing it to an Emergency Ordinance due to time restraints. Councilperson Lyndon Eberhard moved to accept that motion, and Councilperson Carol Gallagher provided a second. The motion was duly considered and passed with the following vote:

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

Aye: Vickers, Mr. Eberhard, Dr. Gallagher, Mayor Knox, Mr. Miles

Nay:0

Absent: 0

Councilperson Lyndon Eberhard moved to place Bill No. 2022-072, as amended, on the first read-by title only. Councilperson Carol Gallagher provided the second. The motion was duly considered to move forward with the first reading and passed by the following vote:

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

Aye: Eberhard, Gallagher, Knox, Vickers, Miles

Nay: 0

Absent:0

Councilperson Lyndon Eberhard moved to place Bill No. 2022-072 on the second reading by title only. Councilperson Carol Gallagher provided the second. The motion was duly considered to move forward with the second reading and passed by the following vote:

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

Aye: Miles, Vickers, Eberhard, Gallagher, Knox

Nay: 0

Absent: 0

b) Second Reading of Bill No. 2022-073 – A General Ordinance of the City of Nevada Missouri adopting an economic development incentive policy for the City of Nevada, MO.

Councilperson Carol Gallagher moved to place Bill No. 2022-073 on the second reading by title only. Councilperson Kendall Vickers provided the second. The motion was duly considered to move forward with the second reading and passed by the following vote:

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

Aye: Miles, Vickers, Eberhard, Gallagher, Knox

Nay: 0

Absent: 0

**NEW BUSINESS:**

a) Consideration of Bill No. 2022-074 – A General Ordinance of the City of Nevada, MO approving a non-federal aviation administration (FAA) and the City of Nevada, MO for the commissioning flight inspection of the precision approach path indicator and runway end identifier and runway end identifier lights on runway 02/20 at the Nevada Municipal Airport.

Councilperson Lydon Eberhard moved to place Bill No. 2022-074 on the first reading by title only. Councilperson Carol Gallagher provided the second. The motion was duly considered to move forward with the first reading and passed by the following vote:

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

Aye: Knox, Miles, Vickers, Eberhard, Gallagher

Nay: 0

Absent: 0

b) Consideration of Bill No. 2022-075 – A Special Ordinance of the City Council of the City of Nevada, MO authorizing the execution of a supplemental agreement No. 1 with H.W. Lochner, Inc., of Kansas City, MO for construction services for the Tree Clearing project at the Nevada Municipal Airport.

Councilperson Lyndon Eberhard moved to place Bill No. 2022-075 on the first reading by title only. Councilperson Bill Miles provided the second. The motion was duly considered to move forward with the first reading and passed by the following vote:

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

Aye: Gallagher, Knox, Miles, Vickers, Eberhard

Nay: 0

Absent: 0

c) Consideration of Bill No. 2022-076 –. A Special Ordinance of the City of Nevada, Missouri accepts the bid and authorizing the execution of an agreement with Jeff Asbell Excavating and Trucking, Inc. Carl Junction, Missouri for Tree Removal at the Nevada Municipal Airport.

Councilperson Lyndon Eberhard moved to place Bill No. 2022-076 on the first reading by title only. Councilperson Bill Miles provided the second. The motion was duly considered to move forward with the first reading and passed by the following vote:

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

Aye: Eberhard, Gallagher, Knox, Miles Vickers

Nay: 0

Absent: 0

d) Consideration of Resolution No. 1666 – A Resolution of the City of Nevada, MO authorizing a waiver from the provisions of Section 19-199 All-Terrain vehicles prohibited on paved streets and sidewalks for utility vehicles or recreational off-highway vehicle pilot program.

Councilperson Carol Gallagher moved to accept Resolution No. 1666 Councilperson Lyndon Eberhard provided the second. The motion was duly considered and failed unanimously.

e) Consideration of Resolution No. 1667 – A Resolution of the City of Nevada, MO appointing an interim City Clerk.

Councilperson Carol Gallagher moved to accept Resolution No. 1667 Councilperson Kendall Vickers provided the second. The motion was duly considered and passed unanimously.

## **REPORTS:**

Monthly Department Reports -None

Mayor's Report: None

City Manager's Report:

a) Richard Brockman has been promoted to Parks Director

b) Inquired about putting the caboose in Earp Park out for bid.

c) Asked to give City Employees Monday, October 10<sup>th</sup> off and was approved.

Treasurer's Report:

a) Financials-Working on investments, ways to increase revenues, and how to cut down expenditures

**MISCELLANEOUS MATTERS:**

Councilperson Lyndon Eberhard inquired on the status of the Railroad blowing its horn on Hickory Street, Trash trucks, and scheduling budget meetings.

Councilperson Carol Gallagher voiced concerns about the Invocation at council meetings.

**EXECUTIVE SESSION:** None

**ADJOURNMENT:**

Councilperson Lyndon Eberhard moved to adjourn the Regular Session of the City Council. Councilperson Kendall Vickers provided the second. The motion was duly considered and passed by the following vote:

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

Aye: Knox, Miles, Vickers, Eberhard, Gallagher

Nay: 0

Absent: 0

The meeting adjourned at 8:31 pm.

Submitted by

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Cynthia Dye, Interim City Clerk

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George C. Knox, Mayor

SEAL

ATTEST

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Cynthia Dye, Interim City Clerk