

MINUTES
REGULAR SESSION CITY COUNCIL MINUTES
120 S. Ash
City Council Chambers
Tuesday, June 20, 2023

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, June 15, 2023.

CALL TO ORDER

A Regular Session of the City Council of Nevada, Missouri was held on Tuesday, June 20, 2023, pursuant to Sections 2-6 and 2-7 of the City Code and Section 3.11 of the City Charter.

Mayor Vickers called the meeting to order at 7:00 p.m. followed by the Pledge of Allegiance.

INVOCATION: Given by Dennis Painter

ROLL CALL

The following Council members were present for roll call:
Carol Branham; Lyndon Eberhard; George Knox; Bill Miles; Kendall Vickers, Mayor
Absent: None

Staff present: Mark Mitchell, City Manager, Cynthia Dye, City Clerk; William McCaffree, City Attorney
Absent: Bill Denman, Treasurer

PROCLAMATIONS: None

APPROVAL OF MINUTES

Councilperson Eberhard moved to accept June 6, 2023, Regular Session City Council Minutes as written. Councilperson Knox provided the second. The motion was duly considered and passed unanimously.

Councilperson Branham moved to accept June 13, 2023, Special Session City Council Minutes as written. Councilperson Knox provided the second. The motion was duly considered and passed unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS:

Consideration of the appointment of Dan Hope III to the Planning Commission for a three-year term expiring June 2026.

Councilperson Miles moved to appoint Dan Hope III to the Planning Commission for a three-year term expiring June 2026. Councilperson Eberhard provided the second. The motion was duly considered and passed unanimously.

CONSIDERATION OF BIDS:

Consideration of **Resolution No. 1719** – A Resolution of the City of Nevada, Missouri, accepting the bid and authorizing payment to Elements Construction Concepts, Joplin, Missouri, for the Adams Street utility improvements

Councilperson Eberhard moved to accept Resolution No.1719. Councilperson Knox provided the second. The motion was duly considered and passed unanimously.

Consideration of **Resolution No. 1720** – A Resolution of the City of Nevada, Missouri, accepting the bid and authorizing the payment to Miracle Recreation Equipment Co., Monett, Missouri, for the Radio Springs Park playground equipment replacement parts

Councilperson Knox moved to accept Resolution No.1720. Councilperson Branham provided the second. The motion was duly considered and passed unanimously.

Consideration of **Resolution No. 1721** – A Resolution of the City of Nevada, Missouri, accepting the bid and authorizing payment to Tyler Technologies, Plano, Texas, for a utility Meter-reader Interface

Councilperson Eberhard moved to accept Resolution No.1721. Councilperson Miles provided the second. The motion was duly considered and passed unanimously.

Consideration of **Resolution No. 1722** – A Resolution of the City of Nevada, Missouri, accepting the bid and authorizing payment to Gayman Construction for a 16” casing bore across Ash Street to McClain Lane to service the new Weber Elementary School

Councilperson Eberhard moved to accept Resolution No.1722. Councilperson Miles provided the second. The motion was duly considered and passed unanimously.

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK: No one registered to speak.

COMMUNICATIONS AND PETITIONS: None

UNFINISHED BUSINESS: None

OLD BUSINESS: None

NEW BUSINESS:

PUBLIC HEARING: Special Use Permit applications for short-term rentals at 716 W. Arch and 314 E. Vernon

The public hearing opened at 7:16 p.m. The Planning Commission did not have a quorum at their last meeting, so the permit applications will need to be reviewed at their next meeting in July. Then, the Commission will send its recommendations to the Council regarding these permits. The public hearing closed at 7:18 p.m.

Consideration of **Bill No. 2023-041**- An Emergency Ordinance of the City of Nevada, Missouri, authorizing the execution of an agreement with H.W. Lochner, Inc., of Kansas City, Missouri, for construction services

Councilperson Knox moved to place Bill No. 2023-041 on the first reading by title only. Councilperson Branham provided the second. The motion was duly considered to move forward with the first reading and passed by the following vote:

Aye: Vickers, Branham, Eberhard, Knox, Miles
Nay: None
Absent: None

Second reading of **Bill No. 2023-041**- An Emergency Ordinance of the City of Nevada, Missouri, authorizing the execution of an agreement with H.W. Lochner, Inc., of Kansas City, Missouri, for construction services

Councilperson Eberhard moved to place Bill No. 2023-041 on the second reading by title only. Councilperson Knox provided the second. The motion was duly considered to move forward with the second reading and passed by the following vote:

Aye: Miles, Vickers, Branham, Eberhard, Knox
Nay: None
Absent: None

REPORTS:

The following Boards and Commissions reports were provided to the Council:

Long-Term Care Board Minutes from 04/26/23 and 05/09/23

The following Monthly Department Reports were provided to the Council: May 2023 reports from the Fire Department, Police Department, and Municipal Court

Mayor's Report: None

City Manager, Mark Mitchell provided the Water's Edge Aquatic Study and the 2023 Park Board Report for the councils' review. Councilperson Eberhard inquired about an update for the Golf Course and Mr. Mitchell said there will be a report in August. There were inquiries from the council about the Golf fees and want to make sure they aren't changed without the council's approval.

City Treasurer, Bill Denman, was absent but provided the May 2023 Financial update for the Council's review.

MISCELLANEOUS MATTERS:

Councilperson Eberhard inquired about an update on the new truck stop. Mr. Mitchell advised the field is being mowed and still working with MODOT. Mr. Eberhard also asked the council to review lot sizes within the city and propose a solution. When houses are torn down, some lots are too small to rebuild. and it creates a problem for property owners. Mayor Vickers asks the Planning Commission to review the lot size concerns.

Councilperson Knox has received a lot of questions about the Long Term Care Board and if they are able to set salaries.

Councilperson Branham invited everyone to attend the Community Resource Fair on June 21st from 5-7 p.m. at the YMCA. This is a partnership with the Animal Shelter, Housing Authority, Double K Country, and the City of Nevada. Admission is a donated item for the Animal Shelter.

Marvin Knoche, a Planning Commission member, asked the council to look into microphones so the people present can hear Council members and speakers better during sessions.

EXECUTIVE SESSION:

The City Manager requests an Executive Session for Reasons in Accordance with Section 610.021 RSMo., Subparagraph (1) 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.

Councilperson Knox moved to go into executive session after a 5-minute recess. Councilperson Miles seconded. The motion was duly considered and passed by the following vote:

Aye: Knox, Miles, Vickers, Branham, Eberhard
Nay: None
Absent: None

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 7:55 p.m.

Legal matters were discussed.

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

Aye: Eberhard, Knox, Miles, Vickers, Branham

Nay: None

Absent: None

The executive session adjourned at 8:17 p.m.

ADJOURNMENT:

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

Aye: Branham, Eberhard, Knox, Miles, Vickers

Nay: None

Absent: None

The meeting adjourned at 8:18 p.m.

Submitted by _____
Cynthia Dye, City Clerk

(seal)

KENDALL VICKERS, MAYOR

ATTEST:

CYNTHIA DYE, CITY CLERK