

MINUTES
REGULAR CITY COUNCIL MINUTES
Tuesday, January 22, 2013
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 January 17, 2013 at 4:00 p.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, January 22, 2013 pursuant to Section 2-6 and 2-7 of the City Code and Section 3.11 of the City Charter.

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

INVOCATION

Pastor Mark Mitchell gave the invocation.

ROLL CALL

The following Council members were present for roll call:

Present: Barrett; Christie; Leonard; McKenzie; Novak

Absent: None

Staff present: JD Kehrman, City Manager; Eric Landoll, Legal Representative; Johnna Williams, Deputy City Clerk; Graham Burnley, Chief of Police; Sharon Kegler, Human Resources Director; Dana Redburn, Parks & Recreation Director; Roger Beach, Field Operations Manager; Shawn Middendorf, Alliance Water Resources; William Thornton, Fire Chief; Mark Mitchell, CIO; Randy Marti, Administrative Services Director; Kristie Modlin, Finance Manager; Julie Lewis, Executive Assistant.

Chief Burnley introduced the two new Police Officers, Daniel Hayes and Patrick Deao.

PROCLAMATIONS

There were none.

APPROVAL OF MINUTES

Councilperson Novak moved to accept the January 8, 2013 special work session City Council minutes as written. Councilperson Barrett provided the second. The motion was duly considered and passed unanimously.

Councilperson Christie moved to accept the January 8, 2013 regular session City Council minutes as written. Councilperson Novak provided the second. The motion was duly considered and passed unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS

There were none.

CONSIDERATION OF BIDS

The Patrol Cars for the Police Department were considered.

Councilperson Barrett moved to approve the purchase of the three patrol cars from the Missouri State Highway Patrol Fleet Sales Division for a total of \$44,480. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Christie; Leonard; McKenzie; Novak

Nay: None

Absent: None

Next was consideration of the Facility Maintenance Truck for the Parks and Recreation Department.

Councilperson Barrett moved to approve the purchase of the Parks facility maintenance truck from the Missouri State Surplus in the amount of \$12,200. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

Aye: Christie; Leonard; McKenzie; Novak; Barrett

Nay: None

Absent: None

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

There were none.

COMMUNICATIONS AND PETITIONS

There were none.

OLD BUSINESS

First Item under old business was Consideration of Bill No. 2013-001 Authorizing the Execution of a Change to the Agreement with Sprouls Construction, Inc, of Lamar, MO.

Councilperson Christie moved to place Bill No. 2013-001 on second reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; McKenzie; Novak; Barrett; Christie

Nay: None

Absent: None

The Mayor declared Bill No. 2013-001 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7871 and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

Next was consideration of Bill No. 2013-002 Authorizing the Execution of Change Order No. 3 to the Emery Sapp & Sons of Columbia, MO Contract For the Reconstruction of the Nevada Municipal Airport Parking Apron and Connecting Taxiway.

Councilperson Novak moved to place Bill No. 2013-002 on second reading by title only. Councilperson Christie provided the second. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Barrett; Christie; Leonard

Nay: None

Absent: None

The Mayor declared Bill No. 2013-002 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7872 and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

The last item under old business was consideration of Bill No. 2013-003 Amending the 2012 Fiscal Year Budget as Approved by Ordinance No. 7773.

Councilperson Barrett moved to place Bill No. 2013-003 on second reading by title only. Councilperson Christie provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Christie; Leonard; McKenzie

Nay: None

Absent: None

The Mayor declared Bill No. 2013-003 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7873 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

First item to be considered was Bill No. 2013-004 Approving a Lease Agreement with Young Iron and Metal, Inc. for a 30 Foot Gooseneck Trailer for Recycling Purposes.

Councilperson Barrett moved to place Bill No. 2013-004 on first reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Christie; Leonard; McKenzie; Novak

Nay: None

Absent: None

Next was consideration of Bill No. 2013-005 Approving the Bid Submitted By Waste Corporation of America and Authorizing the Execution of the Agreement with Waste Corporation of America (WCA) For 2013 City of Nevada Trash Service.

Councilperson Barrett moved to place Bill No. 2013-005 on first reading by title only. Councilperson Christie provided the second. The motion was duly considered and passed by the following vote:

Aye: Christie; Leonard; McKenzie; Novak; Barrett

Nay: None

Absent: None

Then, consideration of Bill No. 2013-006 Declaring Assets of the City of Nevada, Missouri, As Surplus Property and Authorizing Their Sale.

Councilperson McKenzie moved to place Bill No. 2013-006 on first reading by title only. Councilperson Barrett provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; McKenzie; Novak; Barrett; Christie

Nay: None

Absent: None

Next to consider was Bill No. 2013-007 Authorizing the Execution of an Agreement with Archetype Design Group of Leawood, KS, For Construction of A Clubhouse Building at the Frank E. Peters Sports Complex.

Councilperson Barrett moved to place Bill No. 2013-007 on first reading by title only. Councilperson Christie provided the second. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Barrett; Christie; Leonard

Nay: None

Absent: None

Then consideration of Resolution No. 1356 Confirming the Streets to be Improved in 2013 With Transportation Sales Tax Funds.

Councilperson Barrett moved to approve Resolution No. 1356, seconded by Councilperson McKenzie. The motion was duly considered and passed by a 4-1 vote; Councilperson Novak voted Nay.

Last item under new business was the consideration of Resolution No. 1358 Approving a Manufacturing License to Delaney Vineyard and Winery to Manufacture Wine.

Councilperson Novak moved to approved Resolution No. 1358, seconded by Councilperson McKenzie. The motion was duly considered and passed unanimously.

REPORTS

Monthly Department Reports

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

- I. Municipal Court Report – December, Annual Report
- II. Fire Department Report – December, Annual Report
- III. Animal Control Report – December
- IV. Police Department Report – December
- V. Alliance Water Resources Report – December
- VI. Finance Report - December
 1. Business License Report - December

Boards and Commissions Written Minutes/Reports

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

- I. Board of Zoning Adjustment Minutes – December 5, 2012

Mayor's Report

Mayor Leonard announced that the City of Nevada was hosting the 4th Friday Coffee this Friday, January 25, 2013 and everyone was invited to attend.

City Manager's Report

Mr. Kehrman discussed the programming and architect for the new Public Safety Building.

MISCELLANEOUS MATTERS

Councilperson Novak mentioned a couple of businesses that Code Enforcement might want to look into, and also noted that there are some banners on Austin Blvd. that need to be replaced.

Mayor Leonard requested an update on the lights out by Camp Clark. Randy Marti, Administrative Services, stated that four of the lights have been replaced and the other two are on order.

EXECUTIVE SESSION

Mayor Leonard requested an executive session in accordance with Section 610.021 RSMo., (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. 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 Novak moved to go into 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. 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, after a five-minute recess. The second was provided by Councilperson McKenzie. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Christie; Leonard; McKenzie;

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 8:20 p.m.

Present: Barrett; Christie; Leonard; McKenzie; Novak

Absent: None

Staff present: JD Kehrman, City Manager; Eric Landoll, Legal Representative; Johnna Williams, Deputy City Clerk; Sharon Kegler, Human Resources Director

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

Aye: Barrett; Christie; Leonard; McKenzie; Novak

Nay: None

Absent: None

Executive session adjourned at 8:55 p.m.

ADJOURNMENT

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

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

Aye: Christie; Leonard; McKenzie; Novak; Barrett

Nay: None

Absent: None

The meeting adjourned at 8:56 p.m.

Respectfully submitted,

Johnna Williams, Deputy City Clerk

(seal)
ATTEST:

Brian L. Leonard, Mayor

Johnna Williams, Deputy City Clerk