

**MINUTES**  
**CITY COUNCIL SPECIAL MEETING**  
**Monday, August 15, 2011**  
**7:00 p.m.**

***NOTICE OF MEETING***

A special 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 610.020 with a tentative agenda on August 11, 2011 at 2:30 p.m.

***CALL TO ORDER***

A special session of the City Council of Nevada, Missouri was held Monday, August 15, 2011 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; Leonard; McKenzie; Novak; Steward

Absent:       None

Staff present:       JD Kehrman, City Manager; Annette Crews, City Clerk; Graham Burnley, Police Chief; Kristie Modlin, Finance Department Manager; Sharon Kegler, HR Director; Randy Marti, Administrative Services Director; Linda Breeden, Accounts Payable Clerk; Roger Beach, Field Operations Manager; Julie Lewis, Executive Assistant; Mark Mitchell, IT Director.

## ***PROCLAMATIONS***

Mayor Leonard introduced Police Chief Graham Burnley. Chief Burnley introduced a new Police Officer, Joshua Westerhold to City Council.

## ***APPROVAL OF MINUTES***

Councilperson Barrett moved to accept the August 2, 2011 regular session City Council minutes as written. Councilperson Steward provided the second. The motion was duly considered and passed unanimously.

Then, Councilperson Novak moved to accept the August 8, 2011 special session City Council minutes as written. Councilperson McKenzie provided the second. The motion was duly considered and passed unanimously.

## ***CONSIDERATION OF BIDS***

Bids for a generator for the sewer camera van were considered.

Councilperson Barrett moved to accept the bid from Cummins Central Power LLC for the purchase of an RV type generator at a cost of \$7,245.36. The second was provided by Councilperson Novak. The motion was duly considered and passed by the following vote:

Aye: Leonard; McKenzie; Novak; Steward; Barrett

Nay: None

Absent: None

Next to be considered were bids for a turf equipment lift system for the Twin Lakes Sports Complex Maintenance Department.

Councilperson Steward moved to accept the bid from Professional Turf Products for the purchase of a turf equipment lift system at a cost of \$5,780.38, the Loss Control Committee will fund the purchase of this equipment. Councilperson Barrett provided the second. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Steward; Barrett; Leonard

Nay: None

Absent: None

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

There was none.

***COMMUNICATIONS AND PETITIONS***

There were none.

***OLD BUSINESS***

There was none to come before the City Council.

***NEW BUSINESS***

First item to be considered was a traveled portion right-of-way solicitor's application submitted by the Nevada Fire Fighter's Local 3031, on September 2 – 5, 2011 for fund raising for the Muscular Dystrophy Association.

Councilperson Novak moved to approve the application. Councilperson Steward seconded the motion. The motion was duly considered and unanimously passed.

Next on the agenda was a public hearing regarding the levying of the General and Special taxes for the tax year 2011.

Mayor Leonard opened the public hearing at 7:13 p.m. with no public discussion or comment, Mayor Leonard closed the public hearing at 7:14 p.m.

Next for consideration was Bill No. 2011-038 levying the general and special taxes in the City of Nevada for the tax year 2011.

Councilperson McKenzie moved to place Bill No. 2011-038 on first reading by title only. The second was provided by Councilperson Novak. The motion was duly considered and passed by the following vote:

Aye: Novak; Steward; Barrett; Leonard; McKenzie

Nay: None

Absent: None

Thereupon, Bill No. 2011-039 authorizing the City Manger to enter into an agreement with the Missouri Department of Transportation for improvements to sidewalk ramps along Route 54 and Business Route 71 was considered.

Councilperson Barrett moved to place Bill No. 2011-039 on first reading by title only. Councilperson Steward seconded the motion. The motion was duly considered and passed by the following vote:

Aye: Steward; Barrett; Leonard; McKenzie; Novak

Nay: None

Absent: None

Next for consideration was Bill No. 2011-040 declaring the rollback of the Parks real property and personal property taxes levy from \$.17 cents per \$100 assessed valuation to \$.00 cents per \$100 assess valuation due to the passage of the one-half cent (\$.005) Parks sales tax.

Councilperson Steward moved to place Bill No. 2011-040 on first reading by title only. The motion was seconded by Councilperson Novak. The motion was duly considered and passed by the following vote:

Aye: Barrett; Leonard; McKenzie; Novak; Steward

Nay: None

Absent: None

Then a public hearing for a utility easement to Barton County Electric at Twin Lakes Sports Complex as requested by the City of Nevada was next.

Mayor Leonard opened the public hearing at 7:21 p.m. There was no public comment or discussion. Mayor Leonard closed the public hearing at 7:22 p.m.

Bill No. 2011-041 approving a utility easement to Barton County Electric at the Twin Lakes Sports Complex as requested by the City of Nevada was considered.

Councilperson Barrett moved to place Bill No. 2011-041 on first reading by title only. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; McKenzie; Novak; Steward; Barrett

Nay: None

Absent: None

Next to be considered was Bill No. 2011-042 approving and accepting the bid submitted by Miller Construction and Authorizing the City Manager to enter into an agreement with Miller Construction Company of El Dorado Springs, Missouri for the construction of a maintenance building at Twin Lakes Sports Complex.

Councilperson Novak moved to place Bill No. 2011-042 on first reading by title only. The second was provided by Councilperson Steward. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Steward; Barrett; Leonard

Nay: None

Absent: None

Then, Bill No. 2011-043 adopting and re-enacting Bill No. 1991-15, Ordinance No. 3665, codified as Section 2-121 of the Code of the City of Nevada, regarding financial disclosure was considered.

Councilperson Barrett moved to place Bill No. 2011-043 on first reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Steward; Barrett; Leonard; McKenzie

Nay: None

Absent: None

Next to be considered was Bill No. 2011-044 authorizing the execution of a governmental cooperative contract with Vernon County and the Vernon County Assessor pertaining to assessments of real and personal properties within the corporate limits of Nevada, Missouri in conformity with Section 70.220 ET. seq. RSMo., 2000.

Councilperson McKenzie moved to place Bill No. 2011-044 on first reading by title only. Councilperson Steward provided the second. The motion was duly considered and passed by the following vote:

Aye: Steward; Barrett; Leonard; McKenzie; Novak

Nay: None

Absent: None

Bill No. 2011-045 authorizing the execution of an agreement with the County Commission, Vernon County for 2011 real estate and personal property tax billings and collection for the 2011 tax year was next to be considered.

Councilperson Novak moved to place Bill No. 2011-045 on first reading by title only. Councilperson Steward provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Leonard; McKenzie; Novak; Steward

Nay: None

Absent: None

Then, Bill No. 2011-046 authorizing the execution of an agreement with the Missouri Department of Highways and Transportation Commission for Global Navigation Satellite Real Time Network for continuously operating reference stations user's responsibility and agreement for the use and access of data was considered.

Councilperson Steward moved to place Bill No. 2011-046 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; Steward; Barrett

Nay: None

Absent: None

## **REPORTS**

### ***Monthly Department Reports***

The following Department Reports were reviewed and are on file in the City Clerk's Office.

Alliance Water Resources; Animal Control; Business License; Finance; Fire; Municipal Court; Police.

### ***Boards and Commissions Written Minutes/Reports***

The following Board minutes were reviewed and are on file in the City Clerk's Office.

Library Board; NRMC Board of Directors; Planning Commission.

### ***Mayor's Report***

There was none.

### ***City Manager's Report***

Mr. Kehrman informed Council members that in September a Public Hearing would be held at a Council meeting for the use of SRF (State Revolving Fund) funds for the Meadow Lane sewer project.

The Welcome Cottey picnic will be held August 20<sup>th</sup> at the Community Center. Asked Council members to attend.

Discussed the 2011 Street Improvement project.

Discussed information that is being prepared for Council member's review regarding trash trucks in the City.

## **MISCELLANEOUS MATTERS**

Ms. Novak inquired about the school sidewalk project status. Mr. Kehrman stated that the engineers were working on it, and awaiting approval from MoDOT.

Mr. McKenzie commended the Fire Department for the save of the building fire located in the square district.

Mayor Leonard asked for an update on the Nevada Plants & Flowers building located at the intersection of Austin and Centennial. Mr. Kehrman stated that it is in the process of being demolished. The owners are doing this in phases, but it is being worked on.

Next, Mayor Leonard inquired about the Storm Shelter Grants. Mr. Kehrman informed Council that city staff is working on these. A letter of intent to apply had been drafted and would be mailed out within the week. He explained this is the first step of the process.

## **EXECUTIVE SESSION**

Mayor Leonard asked for a motion to move into Executive Session for reasons in accordance with Section 610.021 RSMo., subparagraph (3) hiring, firing, disciplining or promoting of particular employees by a public governmental body.

Councilperson Steward moved to adjourn into Executive Session for reasons in accordance with Section 610.021 RSMo., subparagraph (3) hiring, firing, disciplining or promoting of particular employees by a public governmental body. Councilperson Barrett provided the second. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Steward; Barrett; Leonard

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, on August 15, 2011 beginning at 8:12 p.m.



Present: Barrett; Leonard; McKenzie; Novak; Steward

Absent: None

Staff present: JD Kehrman, City Manager; Annette Crews, City Clerk

Discussion was limited to Section 610.021 RSMo., Subparagraph (3) hiring, firing, disciplining or promoting of particular employees by a public governmental body. No decisions were made or voted on.

Councilperson McKenzie 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: Novak; Steward; Barrett; Leonard; McKenzie

Nay: None

Absent: None

Executive session adjourned at 8:37 p.m.

### ***ADJOURNMENT***

With no further business to come before City Council, a motion was made by Councilperson Barrett to adjourn. Councilperson Steward provided the second. The motion was duly considered and passed by the following vote:

Aye: Steward; Barrett; Leonard; McKenzie; Novak

Nay: None

Absent: None

The meeting adjourned at 8:38 p.m.

Respectfully submitted,

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Annette S. Crews, City Clerk

(seal)  
ATTEST:

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Brian L. Leonard, Mayor

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Annette S. Crews, City Clerk