

MINUTES
SPECIAL CITY COUNCIL MINUTES
Monday, August 20, 2012
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 and 610.021 with a tentative agenda on August 16, 2012 at 4:10 p.m.

CALL TO ORDER

A special session of the City Council of Nevada, Missouri was held on Monday, August 20, 2012 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 Jared Miller gave the invocation.

ROLL CALL

The following Council members were present for roll call:

Present: Barrett; Leonard; McKenzie; Novak

Absent: None

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

PROCLAMATIONS

There were none.

APPROVAL OF MINUTES

Councilperson Novak moved to accept the August 7, 2012 regular session City Council minutes as written. Councilperson McKenzie provided the second. The motion was duly considered and passed unanimously.

Then, Councilperson Novak moved to accept the August 13, 2012 special session City Council minutes as written. Councilperson Barrett provided the second. The motion was duly considered and passed unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS

There were none.

CONSIDERATION OF BIDS

Bids for slurry oil were considered.

Councilperson McKenzie moved to accept the bid from Costal Energy Oil for the purchase of CSS-1H Slurry Oil at \$2.17 per gallon or total cost of \$26,040. Councilperson Barrett provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Leonard; McKenzie; Novak

Nay: None

Absent: None

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

There were none.

COMMUNICATIONS AND PETITIONS

Carol Branham gave a power point presentation of the Housing Authority's Annual Report.

Then, the City Manager along with City Staff presented Sherry Steward with flowers for appreciation of service to the City of Nevada.

OLD BUSINESS

First item of Old Business, Bill No. 2012-053 A General Ordinance Amending Article III of Chapter 34 of the Code of the City of Nevada Missouri was considered.

Councilperson Barrett moved to place Bill No. 2012-053 on second reading by title only. The second was provided by Councilperson Novak. The motion was duly considered and passed by the following vote:

Aye: Leonard; McKenzie; Novak; Barrett

Nay: None

Absent: None

The Mayor declared Bill No. 2012-053 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7840 and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

Next, Bill No. 2012-054 Authorizing the Execution of an Agreement with Sprouls Construction Company for the Construction of the Safe School Sidewalk Enhancement Project was considered.

Councilperson Novak moved to place Bill No. 2012-054 on second reading by title only. The second was provided by Councilperson McKenzie. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Barrett; Leonard

Nay: None

Absent: None

The Mayor declared Bill No. 2012-054 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7841 and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

Then, Bill No. 2012-055 Levying General and Special Taxes in the City of Nevada, Missouri for the Tax Year 2012 was considered.

Councilperson Novak moved to place Bill No. 2012-055 on second reading by title only. Councilperson Barrett provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Leonard; McKenzie

Nay: None

Absent: None

The Mayor declared Bill No. 2012-055 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7842 and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

Next, Bill No. 2012-056 Approving a T-Stall Hanger Lease Agreement with Cole Reed for Hanger Space at the Nevada Municipal Airport was considered.

Councilperson McKenzie moved to place Bill No. 2012-056 on second reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Leonard; McKenzie; Novak

Nay: None

Absent: None

The Mayor declared Bill No. 2012-056 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7843 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 the consideration of the Tourism Ad Hoc Committee recommendations.

Gina Ensor, Chamber of Commerce Director, discussed the plan for the Community Guide. Discussion followed.

Councilperson McKenzie moved to approve the \$700 disbursement for a partnership for marketing with downtown retailers for TV ads and postpone the \$10,000 expenditure for the Chamber of Commerce Community Guide until the September 4, 2012 Regular Council meeting to allow for more information to be presented.

Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Barrett; Leonard; Novak

Nay: None

Absent: None

Next item to be considered was Bill No. 2012-057 Adopting and Reenacting Bill No. 1991-15, Ordinance No. 3665, Codified as Section 2-121 of the code of the City of Nevada, Missouri, Regarding Financial Disclosure.

Councilperson Barrett moved to place Bill No. 2012-057 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; Barrett

Nay: None

Absent: None

Next was consideration of Bill No. 2012-058 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 Barrett moved to place Bill No. 2012-058 on first reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Barrett; Leonard

Nay: None

Absent: None

A public hearing regarding the acquisition of a permanent utility easement from Bruce and Ashley Hensley for the north interceptor improvement project was next on the agenda.

Mayor Leonard opened the public hearing at 7:58 p.m. With no public comment, Mayor Leonard closed the public hearing at 7:59 p.m.

Then Bill No. 2012-059 Certifying, Ratifying and affirming the Acquisition of a permanent 40 foot easement from Bruce Hensley and Ashley Hensley, husband and wife, for the north interceptor improvement project for the City of Nevada, Missouri was considered.

Councilperson Barrett moved to place Bill No. 2012-059 on first reading by title only. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Leonard; McKenzie

Nay: None

Absent: None

Next, A public hearing regarding a request for a special use permit for the Villa Nevada Trailer Park located at 603 E. Atlantic (change in ownership) as requested by Elizabeth Heath.

Mayor Leonard opened the public hearing at 8:01 p.m. Virginia Harris, Manager of Villa Nevada, briefly discussed the park. Councilperson McKenzie discussed concerns with the utility issues. With no further comments, Mayor Leonard closed the public hearing at 8:05 p.m.

Then Bill No. 2012-060 Amending the Zoning District Map by Granting a Special Use Permit to Elizabeth Heath (TEK Enterprises LLC) for a Trailer Park located at 603 E. Atlantic (Villa Nevada) was considered.

Councilperson Barrett moved to place Bill No. 2012-060 on first reading by title only. Councilperson Novak provided the second. Discussion was held. Councilperson Barrett and Councilperson Novak withdrew their motions.

Councilperson Barrett made a motion to postpone the request to amend the zoning district map by granting a special use permit to Elizabeth Heath (TEK Enterprises LLC) for a Trailer Park located at 603 E. Atlantic (Villa Nevada) until the next regular City Council meeting in September. Councilperson Novak provided the second.

The motion was duly considered and passed by the following vote:

Aye: Barrett; Leonard; McKenzie; Novak

Nay: None

Absent: None

REPORTS

Monthly Department Reports

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

Animal Control Report – July

Municipal Court Report – July
Police Report – July
Alliance Water Resources Report – July
Fire Report - July

Boards and Commissions Written Minutes/Reports

There were none

Mayor's Report

Mayor Leonard reminded everyone that the Cottey picnic will be held at Marmaduke Park on Saturday, August 25, 2012 starting at 6:00 p.m. and he also mentioned the Nevada schools will be in session starting Tuesday, August 21, 2012.

Mayor Leonard wanted to thank all the citizens that came out to the last meeting and participated in the discussion concerning the dog issues.

City Manager's Report

Mr. Kehrman spoke about the new local manager at KCP&L and procedures regarding the reporting of street light outages and issues.

MISCELLANEOUS MATTERS

Councilperson Novak asked about the progress on driveway approaches. Roger Beach, Field Operations Manager updated the Council on the schedule for slurry sealing roads and driveway approaches.

EXECUTIVE SESSION

Mayor Leonard requested an executive session in accordance with Section 610.021 RSMo., Sub paragraph (3) hiring, firing, disciplining or promoting of particular employees by the City when “personal information” (relating to performance or merit of individual employees) is to be discussed or recorded.

Councilperson McKenzie moved to go into executive session for reasons in accordance with Section 610.021 RSMo., Subparagraph (3) hiring, firing, disciplining or promoting of particular employees by the City when “personal information” (relating to performance or merit of individual employees) is to be discussed or recorded, after a five-minute recess. The second was provided by Councilperson Novak. The motion was duly considered and passed by the following vote:

Aye: Leonard; McKenzie; Novak; Barrett

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 8:35 p.m.

Present: Barrett; Leonard; McKenzie; Novak

Absent: None

Staff present: None

Discussion was limited to Section 610.021 RSMo., Subparagraph (3) hiring, firing, disciplining or promoting of particular employees by the City when "personal information" (relating to performance or merit of individual employees) is to be discussed or recorded. 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: McKenzie; Novak; Barrett; Leonard

Nay: None

Absent: None

Executive session adjourned at 8:48 p.m.

ADJOURNMENT

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

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

Aye: Barrett; Leonard; McKenzie; Novak

Nay: None

Absent: None

The meeting adjourned at 8:48 p.m.

Respectfully submitted,

Johnna Williams, Deputy City Clerk

(seal)
ATTEST:

Brian L. Leonard, Mayor

Johnna Williams, Deputy City Clerk