

**MINUTES**  
**CITY COUNCIL MEETING**  
**Tuesday, November 15, 2011**  
**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 2-7 of the City Code and RSMo., Chapter 610.021 with a tentative agenda on November 10, 2011 at 3:30 p.m.

***CALL TO ORDER***

A regular session of the City Council of Nevada, Missouri was held Tuesday, November 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 Dennis Painter gave the invocation.

***ROLL CALL***

The following Council members were present for roll call:

Present: Leonard; McKenzie; Novak; Steward

Absent: Barrett

Mayor Leonard excused Councilperson Barrett, work related absence.

Staff present: JD Kehrman, City Manager; Annette Crews, City Clerk; Wm. G. McCaffree, City Attorney; Graham Burnley, Police Chief; Sharon Kegler, HR Director; Mark Mitchell, CIO; Johnna Williams, Planning Director; Tom Hutchison, Construction Specialist; Kristie Modlin, Finance Department Manager; Dana Redburn, Parks & Recreation Director; Robert Benn, Fire Chief; Julie Lewis, Executive Assistant; Shawn Middendorf, Alliance Water Resources.

## ***PROCLAMATIONS***

Mayor Leonard presented a proclamation for American Education Week, November 13 – 19, 2011.

## ***APPROVAL OF MINUTES***

Councilperson McKenzie moved to accept the November 1, 2011 regular City Council minutes as written. Councilperson Steward provided the second. The motion was duly considered and passed unanimously.

Then, Councilperson Steward moved to accept the November 3, 2011 Special Work Session City Council minutes as written. Councilperson Novak seconded the motion. The motion was duly considered and passed unanimously.

Next, Councilperson McKenzie moved to accept the November 8, 2011 Special Work Session City Council minutes as written. Councilperson Novak moved to second the motion. The motion was duly considered and passed unanimously.

## ***APPOINTMENTS TO BOARDS AND COMMISSIONS***

There were none.

## ***CONSIDERATION OF BIDS***

There were none.

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

There were none.

## ***COMMUNICATIONS AND PETITIONS***

There were none.

## ***OLD BUSINESS***

First item to be considered was Bill No. 2011-067 authorizing the execution of an agreement with Missouri Internet Crimes Against Children Task Force was considered.

Councilperson Novak moved to place Bill No. 2011-067 on second reading by title only. The motion was seconded by Councilperson Steward. The motion was duly considered and passed by the following vote:

Aye: Leonard; McKenzie; Novak; Steward

Nay: None

Absent: Barrett

The Mayor declared Bill No. 201-067 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7763 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. 2011-068 abandoning any interest in the Lot located at 715 E. Ashland, Nevada, Missouri was considered.

Councilperson McKenzie moved to place Bill No. 2011-068 on second reading by title only. Councilperson Steward provided the second. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Steward; Leonard

Nay: None

Absent: Barrett

The Mayor declared Bill No. 2011-068 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7764 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 considered was Bill No. 2011-069 authorizing the execution of a letter of engagement with Burch & Associates to provide special advisory services for the City of Nevada, Missouri.

City Manager Kehrman introduced Jerry Burch, Burch & Associates.

Mr. Burch reviewed services that would be provided to the City of Nevada by Burch & Associates.

Councilperson Novak moved to place Bill No. 2011-069 on first reading by title only. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Steward; Leonard; McKenzie

Nay: None

Absent: Barrett

Next a Public Hearing regarding the Fare Share Taxi Coupon Program for 2012 was held.

Mayor Leonard opened the public hearing at 7:20 p.m.

There was no public comment or discussion.

Mayor Leonard closed the public hearing at 7:21 p.m.

Then, Bill No. 2011-070 approving the application for Federal financial assistance on behalf of the City of Nevada, Missouri and authorizing the Mayor and City Manager to execute any and all documents resulting from such application for any grant between the City of Nevada and The Missouri Highways and Transportation Commission providing for capital, operating and/or marketing assistance, comprised of Federal funds to be expended for Commission approved transit projects was considered.

Councilperson Steward moved to place Bill No. 2011-070 on first reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Steward; Leonard; McKenzie; Novak

Nay: None

Absent: Barrett

Next, Mayor Leonard opened a Public Hearing regarding amending the Zoning District Map at 1415 N. Osage from M-1 Light Industrial to M-2 Heavy Industrial at 7:23 p.m.

Mr. Jeff Tweten, Planning Commission member addressed City Council regarding issues with the City's zoning codes and the need to update the zoning codes.

Mayor Leonard closed the public hearing at 7:29 p.m.

Then, Bill No. 2011-071 amending the zoning district map at 1415 N. Osage by changing the zoning from M-1 Light Industrial to M-2 Heavy Industrial was considered.

Councilperson McKenzie moved to place Bill No. 2011-071 on first reading by title only, second provided by Councilperson Steward. The motion was duly considered and failed by the following vote:

Aye: None

Nay: Leonard; McKenzie; Novak, Steward

Absent: Barrett

Mayor Leonard challenged the Planning Commission to work with the City Attorney and city staff to review and update the zoning codes.

Thereupon Bill No. 2011-072 approval to terminate an Intergovernmental Cooperative agreement for communication services between the City of Nevada and Vernon County, Missouri was considered.

Councilperson Steward moved to place Bill No. 2011-072 on first reading by title only, seconded by Councilperson McKenzie. The motion was duly considered and passed by the following vote:

Aye: Leonard; McKenzie; Novak; Steward

Nay: None

Absent: Barrett

Next to be considered was Bill No. 2011-073 approving a lease with Union Pacific Railroad for property for storage use.

Councilperson Novak moved to place Bill No. 2011-073 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; Leonard

Nay: None

Absent: Barrett

## **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; Fire Department; Municipal Court; Police Department.

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

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

NRMC Board of Directors Minutes – September 27, 2011.

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

Mayor Leonard thanked the Chamber of Commerce, Pat and Frank Arnold and everyone involved with the Veteran's Day Parade. Mayor Leonard stated the 1<sup>st</sup> Annual Veteran's Day Parade was "totally awesome".

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

Mr. Kehrman reviewed his written report which is attached.

## **MISCELLANEOUS MATTERS**

Councilperson Novak complimented the Parks & Recreation Department for the upcoming Black Friday Daycare Program that will be offered at the Community Center. She inquired about advertising the purchase of Taxi Coupons for Christmas gifts for elderly.

Mayor Leonard reminded everyone of the Lights at the Lake Opening Ceremony to be held on Wednesday, November 23, 2011 at 6:00 p.m.

Next, Mayor Leonard made a motion to hold a Special Budget Work Session on Monday, November 21, 2011 at 5:30 p.m. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Steward; Leonard; McKenzie

Nay: None

Absent: Barrett

Then, Mayor Leonard moved to hold another Special Budget Work Session on Tuesday, November 29, 2011 at 5:30 p.m. Councilperson Steward provided the second. The motion was duly considered and passed by the following vote:

Aye: Steward; Leonard; McKenzie; Novak

Nay: None

Absent: Barrett

Then, Councilperson McKenzie thanked the Police Department for their help on a recent emergency call where the Officers performed CPR on an individual until the Vernon County Ambulance District arrived on scene.

## **ADJOURNMENT**

With no further business to come before the City Council, Councilperson Steward moved to adjourn the Regular Session of City Council. The second was provided by Councilperson McKenzie. The motion was duly considered and passed by the following vote:

Aye: Novak; Steward; Leonard; McKenzie

Nay: None

Absent: Barrett

The meeting adjourned at 7:54 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