

MINUTES
REGULAR CITY COUNCIL MINUTES
Tuesday, September 18, 2012
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 September 14, 2012 at 10:30 a.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, September 18, 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 David Rorabaugh 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; Wm. G. McCaffree, City Attorney; Johnna Williams, Deputy City Clerk; Mike Wade, Treasurer; 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, Interim Fire Chief; Mark Mitchell, CIO; Randy Marti, Administrative Services Director.

PROCLAMATIONS

Mayor Leonard read a proclamation for Constitution Week.

APPROVAL OF MINUTES

Councilperson McKenzie moved to accept the September 4, 2012 regular 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 Process Control Valve were considered.

Councilperson Novak moved to accept the bid from Applied Controls for \$9,720. 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

Pat and Frank Arnold representing the Bushwhacker Days Committee requested \$15,000 from the Impact Tourism budget to help with entertainment for the 2013 Bushwhacker Days.

Councilperson Novak made a motion for the City Manager with help from the City Attorney to draft an agreement between the Bushwhacker Committee and the City of Nevada concerning these funds and then bring back to City Council with an ordinance. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Barrett; Leonard; Novak

Nay: None

Absent: None

OLD BUSINESS

First item of Old Business, Bill No. 2012-061 Authorizing the Execution of an Agreement with the County Commission, Vernon County for 2012 Real Estate and Personal Property Tax Billings and Collection for the 2012 Tax Year was considered.

Councilperson Barrett moved to place Bill No. 2012-061 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

Nay: None

Absent: None

The Mayor declared Bill No. 2012-061 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7847 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. 2012-062 Authorizing the Execution of Change Order No. 1 to the Kenny Singer Construction, Inc. Contract for the Meadow Lane Sewer Expansion Project was considered.

Councilperson Novak moved to place Bill No. 2012-062 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. 2012-062 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7848 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. 2012-063 Approving and Authorizing the Execution of an Agreement of Transfer of the "Earp Park Sign" from the Nevada/Vernon County Chamber of Commerce to the City of Nevada, Missouri was considered.

Councilperson Novak moved to place Bill No. 2012-063 on second 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

The Mayor declared Bill No. 2012-063 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7849 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. 2012-064 Authorizing the Execution of Change Order No. 1 to the Emery Sapp & Sons of Columbia, MO Contract for the Reconstruction of the Nevada Municipal Airport Parking Apron and Connecting Taxiway.

Councilperson Barrett moved to place Bill No. 2012-064 on first 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

Next item to be considered was Bill No. 2012-065 Authorizing the Execution of Supplemental Agreement No. 1 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. 2012-065 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

Nay: None

Absent: None

Next was consideration of Bill No. 2012-066 Providing for the Holding of a Primary and General Election within the City of Nevada, Missouri and Fixing the Polling Place,

Appointing Judges of Said Election, and Providing for other Matters Incidental to Said Election.

Councilperson Barrett moved to place Bill No. 2012-066 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

Then, Consideration of Resolution No. 1353 for A Temporary Picnic Liquor License to Sell Malt Liquor and Light Wines for Consumption on the Premises Where Sold for Cherry's Sports Pub & Grill on October 13, 2012.

Councilperson Novak moved to approve Resolution No. 1353, seconded by Councilperson Barrett. 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:

1. Municipal Court Report – August
2. Fire Department Report- August
3. Animal Control Report – August
4. Police Department Report – August
5. Alliance Water Resources Report - August

Boards and Commissions Written Minutes/Reports

There were none.

Mayor's Report

There was none.

City Manager's Report

Mr. Kehrman discussed the closure of N. Washington on Halloween night, pedestrian crossing at Hickory and Ash and the debris issue at Walton Lake.

Also, a resolution for the naming of a parking lot will be brought before Council at the next meeting and a reminder that it is budget time.

MISCELLANEOUS MATTERS

Councilperson Novak stated that the paving of drives should be a priority. Councilperson McKenzie brought up his concerns with enforcement at the Villa Nevada Trailer Park. Mayor Leonard discussed seasonal signs as well as the dog ordinance.

EXECUTIVE SESSION

Mayor Leonard requested an executive session 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.

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

Aye: Novak; Barrett; 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 7:42 p.m.

Present: Barrett; Leonard; McKenzie; Novak

Absent: None

Staff present: JD Kehrman, City Manager; Wm. G. McCaffree, City Attorney; Johnna Williams, Deputy City Clerk

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 McKenzie was excused from the meeting at 8:40 p.m.
No decisions were made or voted on.

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; Leonard; Novak

Nay: None

Absent: McKenzie

Executive session adjourned at 8:42 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 Barrett provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; Novak; Barrett

Nay: None

Absent: McKenzie

The meeting adjourned at 8:43 p.m.

Respectfully submitted,

Johnna Williams
Johnna Williams, Deputy City Clerk



(seal)
ATTEST:

Johnna Williams
Johnna Williams, Deputy City Clerk

Brian L. Leonard
Brian L. Leonard, Mayor