

**MINUTES**  
**REGULAR CITY COUNCIL MINUTES**  
**Monday, October 1, 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 27, 2012 at 3:00 p.m.

***CALL TO ORDER***

A regular session of the City Council of Nevada, Missouri was held on Monday, October 1, 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 Bill Platt gave the invocation.

***ROLL CALL***

The following Council members were present for roll call:

Present: Barrett; Leonard; Novak

Absent: McKenzie

Mayor Leonard excused Councilperson McKenzie due to unforeseen circumstances.

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; Kristie Modlin, Finance Manager; Julie Lewis, Executive Assistant.

***PROCLAMATIONS***

Mayor Leonard read a proclamation for Fire Prevention Week and presented it to the Fire Department.

### ***APPROVAL OF MINUTES***

Councilperson Novak moved to accept the September 4, 2012 amended regular session City Council minutes as written. Councilperson Barrett provided the second. The motion was duly considered and passed unanimously.

Councilperson Barrett moved to accept the September 18, 2012 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***

Mayor Leonard recommended the re-appointment of Bo Bishop to the Infrastructure Board for a 2<sup>nd</sup>, 3-year term.

Councilperson Novak moved to re-appoint Bo Bishop to the Infrastructure Board for a 2<sup>nd</sup>, 3-year term. Councilperson Barrett provided the second. The motion was duly considered and passed unanimously.

### ***CONSIDERATION OF BIDS***

There were none.

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

There were none.

### ***COMMUNICATIONS AND PETITIONS***

Kenya Storm discussed the location of the Bushwhacker Days entertainment trailer and the need for it to be relocated.

Chief Burnley commended Police Officer Travis Cole for his role in a search and capture of a suspect in an incident that occurred August 18, 2012

### ***OLD BUSINESS***

First item of Old Business, 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 was considered.

Councilperson Barrett moved to place Bill No. 2012-064 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; Novak

Nay: None

Absent: McKenzie

The Mayor declared Bill No. 2012-064 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7850 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. 2012-065 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 was considered.

Councilperson Novak moved to place Bill No. 2012-065 on second reading by title only. The second was provided by Councilperson Barrett. The motion was duly considered and passed by the following vote:

Aye: Leonard; Novak; Barrett

Nay: None

Absent: McKenzie

The Mayor declared Bill No. 2012-065 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7851 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. 2012-066 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 was considered.

Councilperson Barrett moved to place Bill No. 2012-066 on second reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Leonard

Nay: None

Absent: McKenzie

The Mayor declared Bill No. 2012-066 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7852 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***

Consideration of Bill No. 2012-067 Budgeting Funds for the Promotion of Tourism through the Bushwhacker Committee for Bushwhacker Celebration 2013 and Approving an Agreement with the Bushwhacker Committee therefore.

Councilperson Novak moved to place Bill No. 2012-067 on first reading by title only. Councilperson Barrett provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Leonard; Novak

Nay: None

Absent: McKenzie

### ***REPORTS***

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

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

1. Finance 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, survey concerning dog ordinance, and possible ordinance regarding a winery. Mr. Kehrman also recognized Shawn Middendorf on being on the cover of a trade magazine.

The City Manager congratulated William Thornton on being appointed as permanent Fire Chief.

### ***City Treasurer's Report – Water and Sewer Rates***

Mike Wade, City Treasurer gave a power point presentation on water and sewer rates.

### ***MISCELLANEOUS MATTERS***

Roger Beach, Field Operations Manager, gave an update on the status of driveways being paved. Mayor Leonard discussed the second meeting in October.

Mayor Leonard made a motion to change the second meeting in October from Wednesday, October 17, 2012 to Tuesday, October 23, 2012. Councilperson Barrett provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; Novak; Barrett

Nay: None

Absent: McKenzie

### ***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 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 Barrett. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Leonard

Nay: None

Absent: McKenzie

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; Leonard; Novak

Absent: McKenzie

Staff present: JD Kehrman, City Manager; Wm. G. McCaffree, City Attorney; 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: Leonard; Novak; Barrett

Nay: None

Absent: McKenzie

Executive session adjourned at 8:27 p.m.

Councilperson Novak made a motion to post the City Clerk Position. Councilperson Barrett provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Leonard

Nay: None

Absent: McKenzie

**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:

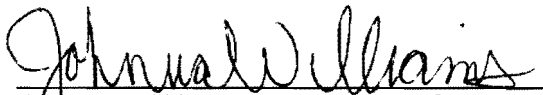
Aye: Barrett; Leonard; Novak

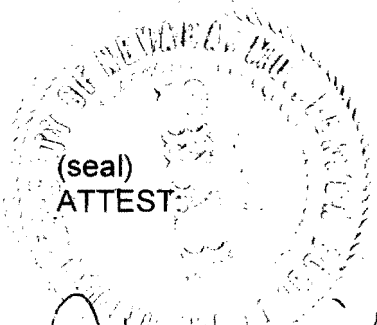
Nay: None

Absent: McKenzie


The meeting adjourned at 8:30 p.m.

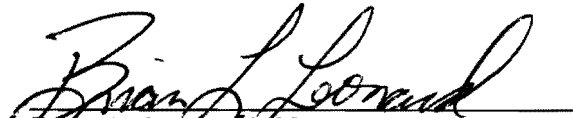
Respectfully submitted,

  
Johnna Williams, Deputy City Clerk



(seal)  
ATTEST:

  
Johnna Williams, Deputy City Clerk

  
Brian L. Leonard, Mayor