

MINUTES
REGULAR CITY COUNCIL MINUTES
Tuesday, April 16, 2013
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 April 11, 2013 at 3:55 p.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, April 16, 2013 pursuant to Section 2-6 and 2-7 of the City Code and Section 3.11 of the City Charter.

Mayor Barrett called the meeting to order at 7:00 p.m., followed by the Pledge of Allegiance.

INVOCATION

Lawrence Wilson gave the invocation.

ROLL CALL

The following Council members were present for roll call:

Present: Barrett; Christie; Hertzberg; Leonard; Novak

Absent: None

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

PROCLAMATIONS

There were no proclamations.

APPROVAL OF MINUTES

Councilperson Novak moved to accept the April 2, 2013 regular session City Council minutes as written. Councilperson Christie provided the second. The motion was duly considered and passed unanimously.

Councilperson Leonard moved to accept the April 5, 2013 special session City Council minutes as written. Councilperson Novak provided the second. The motion was duly considered and passed.

APPOINTMENTS TO BOARDS AND COMMISSIONS

There were none.

CONSIDERATION OF BIDS

There were none.

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

Dale Eshelman, 526 N Tower, Nevada, Mo 64772 had questions about the Eastview Heights Subdivision.

COMMUNICATIONS AND PETITIONS

Police Chief Burnley recognized Jimmie Dye for his promotion to Sergeant.

OLD BUSINESS

Consideration of Bill No. 2013-017 Authorizing the execution of change order No. 2 to the Kenny Singer Construction, Inc. Contract for the Meadow Lane sewer expansion project.

Councilperson Christie moved to place Bill No. 2013-017 on second reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Christie; Hertzberg; Leonard; Novak

Nay: None

Absent: None

The Mayor declared Bill No. 2013-017 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7887 and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

Next item to be considered was Bill No. 2013-018 Approving and authorizing the execution of a usage agreement between the City of Nevada, Missouri and the Western Missouri 9-1-1 dispatch center for 9-1-1 and dispatch services.

Councilperson Leonard moved to place Bill No. 2013-018 on second reading by title only. Councilperson Christie provided the second. The motion was duly considered and passed by the following vote:

Aye: Christie; Hertzberg; Leonard; Novak; Barrett

Nay: None

Absent: None

The Mayor declared Bill No. 2013-018 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7888 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. 2013-019 Establishing Rural Fire Membership Fees from July 1, 2013 – June 30, 2014.

Councilperson Leonard moved to place Bill No. 2013-019 on first reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Hertzberg; Leonard; Novak; Barrett; Christie

Nay: None

Absent: None

Next to be considered was Bill No. 2013-020 Budgeting Funds for the Promotion of Tourism by Partnering with USA Cycling.

Councilperson Leonard moved to place Bill No. 2013-020 on first reading by title only, amended to add the following statement to Section 3 "The expenditure of the budgeted fund will require Council approval and the conclusion of a Council approved contract". Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Christie; Hertzberg; Leonard

Nay: None

Absent: None

Then, Mayor Barrett opened a public hearing regarding a request for property located at 500 E. Austin to rezone from R-3 Apartment House to C-3 Commercial zoning at 7:35 p.m. With no public comment the public hearing was closed at 7:35 p.m.

Next to be considered was Bill No. 2013-021 Amending the Zoning District Map at 500 East Austin.

Councilperson Leonard moved to place Bill No. 2013-021 on first reading by title only. Councilperson Christie provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Christie; Hertzberg; Leonard; Novak

Nay: None

Absent: None

Then, Mayor Barrett opened a public hearing regarding a request to vacate of all utility easements in lots 40, 41, 42, 45, 46, 47, 75, 76, and 77 all in the Eastview Heights Subdivision at 7:40 p.m. With no public comment the public hearing was closed at 7:41 p.m.

Next to be considered was Bill No. 2013-022 Vacating the Utility Easements in Lots 40, 41, 42, 45, 46, 47, 75, 76, and 77 all in the Eastview Heights Subdivision.

Councilperson Leonard moved to place Bill No. 2013-022 on first reading by title only. Councilperson Hertzberg provided the second. The motion was duly considered and passed by the following vote:

Aye: Christie; Hertzberg; Leonard; Novak; Barrett

Nay: None

Absent: None

Then was consideration of Resolution No. 1363 Approving a Travel Portion of Right-of-Away permit for the American Red Cross.

Councilperson Novak moved to approve Resolution No. 1363, seconded by Councilperson Christie. The motion was duly considered and passed unanimously.

Next was consideration of Resolution No. 1364 Approving a Travel Portion of Right-Of-Away Permit for the American Cancer Society.

Councilperson Christie moved to approve Resolution No. 1364, seconded by Councilperson Leonard. 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

- i. Municipal Court Report – March
- ii. Fire Department Report – March
- iii. Animal Control Report – March
- iv. Police Department Report – March
- v. Alliance Water Resources Report – March
- vi. Finance Report - March
 1. Business License Report – March

Boards and Commissions Written Minutes/Reports

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

- i. Planning Commission Minutes – February 12, 2013

Mayor's Report

Mayor Barrett reported he attended a Proclamation signing at the Vernon County Courthouse for "Crime Victims' Rights" on Tuesday April 16, 2013. He recognized new Councilperson Blake Hertzberg and welcomed him to the Council. He announced April is fair Housing Month and Carol Branham, Executive Director invited Council members to tour their facilities.

City Manager's Report

City Manager, J D Kehrman discussed the review of Business License procedures for Peddler License and a briefing scheduled for employees on insurance changes and health care laws.

MISCELLANEOUS MATTERS

City Clerk, Bev Baker discussed the orientation information given to Council Members.

Councilperson Leonard thought the new banners looked nice.

ADJOURNMENT

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

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

Aye: Hertzberg; Leonard; Novak; Barrett; Christie

Nay: None

Absent: None

The meeting adjourned at 7:55 p.m.

Respectfully submitted,

Bev Baker, City Clerk

(seal)
ATTEST:

Seth Barrett, Mayor

Bev Baker, City Clerk