

**MINUTES**  
**REGULAR CITY COUNCIL MINUTES**  
**Tuesday, February 19, 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 February 14, 2013 at 11:10 a.m.

***CALL TO ORDER***

A regular session of the City Council of Nevada, Missouri was held on Tuesday, February 19, 2013 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***

Steve Russ gave the invocation.

***ROLL CALL***

The following Council members were present for roll call:

Present: Barrett; Christie; Leonard; McKenzie; Novak

Absent: None

Staff present: JD Kehrman, City Manager; Wm. G. McCaffree, City Attorney; Johnna Williams, Deputy City Clerk; Casey Crain, Police Captain; 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; Randy Marti, Administrative Services Director; Kristie Modlin, Finance Manager; Julie Lewis, Executive Assistant.

***PROCLAMATIONS***

There were no proclamations.

***APPROVAL OF MINUTES***

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

Councilperson Novak moved to accept the February 5, 2013 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***

Mayor Leonard asked for a motion to re-appoint Jennifer Thomas to the Housing Authority Board for a first full term, expiring 2017.

Councilperson Barrett moved to re-appoint Jennifer Thomas to the Housing Authority Board for a first full term. Councilperson Novak provided the second. The motion was duly considered and passed unanimously.

Mayor Leonard asked for a motion to re-appoint Mike Turnbull to the Housing Authority Board for a second term, expiring 2017.

Councilperson Novak moved to re-appoint Mike Turnbull to the Housing Authority Board for a second term. Councilperson McKenzie provided the second. The motion was duly considered and passed unanimously.

Mayor Leonard asked for a motion to re-appoint Frankie L. Davis to the Housing Authority Board for a second term, expiring 2017.

Councilperson Christie moved to re-appoint Frankie L. Davis to the Housing Authority Board for a second term. Councilperson Barrett provided the second. The motion was duly considered and passed unanimously.

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

The first bid considered was the 2013 Concrete Bid for the Public Works Department.

Councilperson Novak moved to approve the bid from Pohl Ready Mix for a not to exceed amount of \$130,000. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Christie; Leonard; McKenzie; Novak

Nay: None

Absent: None

Next was consideration of the 2013 Fuel Bid for the Public Works Department.

Councilperson Barrett moved to approve the bid from MFA of \$.05 off posted price for bulk fuel and \$0.35 off posted price for automotive fuel. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

- Aye: Christie; Leonard; McKenzie; Novak; Barrett
- Nay: None
- Absent: None

Then was consideration of 2013 Rock Bid for the Public Works Department.

Councilperson Christie moved to approve the bid from Jasper Stone LLC with a not to exceed amount of \$130,000. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

- Aye: Leonard; McKenzie; Novak; Barrett; Christie
- Nay: None
- Absent: None

Next was consideration of the 2013 Slurry Chat Bid for the Public Works Department.

Councilperson Novak moved to approve the bid from Kunshek Chat & Coal for type 1 rock of \$28.50 per ton and type 2 rock of \$28.00 per ton. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

- Aye: McKenzie; Novak; Barrett; Christie; Leonard
- Nay: None
- Absent: None

The last bid to consider was pipe for the Jefferson Street Project for the Public Works Department.

Councilperson Novak moved to approve the bid from Water Products Inc. in the amount of \$10,584.60. Councilperson Christie provided the second. The motion was duly considered and passed by the following vote:

- Aye: Novak; Barrett; Christie; Leonard; McKenzie

Nay: None

Absent: None

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

There was none.

***COMMUNICATIONS AND PETITIONS***

There were none.

***OLD BUSINESS***

First Item under old business was Consideration of Bill No. 2013-008 Approving Settlement of Boundary Dispute With The State of Missouri.

Councilperson Barrett moved to place Bill No. 2013-008 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; Leonard; McKenzie; Novak

Nay: None

Absent: None

The Mayor declared Bill No. 2013-008 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7878 and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

Next was consideration of Bill No. 2013-009 Approving An Agreement Between the City of Nevada and M-Nod Taxi and Shuttle For Subsidized Public Transportation Services For 2013.

Councilperson Christie moved to place Bill No. 2013-009 on second reading by title only. Councilperson Barrett provided the second. The motion was duly considered and passed by the following vote:

Aye: Christie; Leonard; McKenzie; Novak; Barrett

Nay: None

Absent: None

The Mayor declared Bill No. 2013-009 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7879 and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

Then was consideration of Bill No. 2013-010 Amending Chapter 3-26 of the Code of the City of Nevada, Missouri.

Councilperson Barrett moved to place Bill No. 2013-010 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; Christie

Nay: None

Absent: None

The Mayor declared Bill No. 2013-010 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7880 and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

The last item under old business was the consideration of Bill No. 2013-011 Authorizing the Execution of an Agreement with Williams Spurgeon Kuhl & Freshnock Architects, Inc. For Renovation and Construction of a Public Safety Building.

Councilperson Novak moved to place Bill No. 2013-011 on second reading by title only. Councilperson Barrett provided the second. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Barrett; Christie; Leonard

Nay: None

Absent: None

The Mayor declared Bill No. 2013-011 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7881 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. 2013-012 Approving an Intergovernmental Agreement Between the City of Nevada, Missouri and the Missouri Highways and Transportation Commission Providing for Sidewalk Construction.

Councilperson Novak moved to place Bill No. 2013-012 on first reading by title only. Councilperson Barrett provided the second. Discussion was held. Carol Branham, Housing Authority Director, spoke in favor of the possible project. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Christie; Leonard; McKenzie

Nay: None

Absent: None

Then was consideration of Bill No. 2013-013 Amending the Zoning District Map at Block 38 Lots 37-44 in Dodsons Addition and Block 1 Thru 7 in Hunters Addition (700 Block of E. Maple) By Changing the Zoning From R-1 Single Family Dwelling District to C-3 Commercial District.

Councilperson Novak moved to place Bill No. 2013-013 on first reading by title only. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Christie; 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:

- i. Municipal Court Report – January
- ii. Fire Department Report – January
- iii. Animal Control Report – January
- iv. Police Department Report – January
- v. Alliance Water Resources Report – January
- vi. Alliance Water Resources 2012 Annual Report
- vii. Finance Report - January
  1. Business License Report – January

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

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

- i. Infrastructure Board Minutes – February 4, 2013
- ii. Library Board Minutes – November 15, 2012,  
December 20, 2012
- iii. Planning Commission Minutes – October 9, 2012

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

Mayor Leonard announced that Beverly Baker has been hired as the new City Clerk; her employment will begin March 1, 2013.

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

JD Kehrman, City Manager, discussed some current issues that were brought up at MML including sunshine law amendments, wage amendments and sovereign immunity laws. Also discussed legal representation for possible AT&T litigation.

### ***MISCELLANEOUS MATTERS***

Councilperson McKenzie thanked everyone for cards, flowers and thoughts for the loss of his father.

### ***EXECUTIVE SESSION***

Mayor Leonard stated there was no need for an Executive Session.

### ***ADJOURNMENT***

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

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

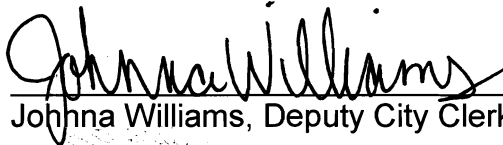
Aye: McKenzie; Novak; Barrett; Christie; Leonard

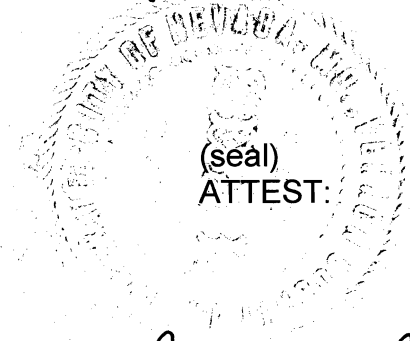
Nay: None

Absent: None

The meeting adjourned at 7:50 p.m.

Respectfully submitted,

  
Johnna Williams, Deputy City Clerk



(seal)  
ATTEST:

  
Brian L. Leonard, Mayor

  
Beverly Baker, City Clerk