

MINUTES
REGULAR CITY COUNCIL MINUTES
Tuesday, May 21, 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 May 17, 2013 at 9:45 a.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, May 21, 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 7:01 p.m., followed by the Pledge of Allegiance.

INVOCATION

Dana Kennard 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; Randy Marti, Administrative Services Director; Kristie Modlin, Finance Manager; Julie Lewis, Executive Assistant

PROCLAMATIONS

Mayor Barrett presented a proclamation for American Legion Auxiliary Poppy Days 2013.

APPROVAL OF MINUTES

Councilperson Novak moved to accept the May 7, 2013 regular session City Council minutes as written. Councilperson Christie provided the second. The motion was duly considered and passed unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Mayor Barrett presented Jon Reneberg for appointment, replacing Lance Christie, to the Parks and Recreation Board.

Councilperson Christie moved to appoint Jon Reneberg to the Park & Recreation Board for the 1st term, expiring June 2016. Councilperson Hertzberg provided the second. The motion was duly considered and unanimously passed.

CONSIDERATION OF BIDS

There were none.

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

Marian Leary, 120 E Maple registered to speak about rezoning at Maple & Cedar. She chooses to speak during the public hearing.

COMMUNICATIONS AND PETITIONS

Carol Branham presented the Annual report for The Housing Authority.

OLD BUSINESS

Consideration of Bill No. 2013-023 Approving a Contractual Arrangement with Wells Fargo Bank for Gift of a Lot Adjacent Bryan School.

Councilperson Novak moved to place Bill No. 2013-023 on second 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

The Mayor declared Bill No. 2013-023 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7893 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. 2013-024 Authorizing the Execution of an Agreement with APAC Missouri, INC. of Springfield, Missouri for the 2013 Sales Tax Street Improvements.

Councilperson Leonard moved to place Bill No. 2013-024 on second 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

The Mayor declared Bill No. 2013-024 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7894 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. 2013-025 Authorizing the Execution of Agreement between City of Nevada and Quantum Racing LLC for a Critierum Race to be held July 13th & 14th, 2013.

Councilperson Hertzberg moved to place Bill No. 2013-025 on second 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

The Mayor declared Bill No. 2013-025 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7895 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. 2013-026 Authorizing the Execution of agreement between City of Nevada and Christa Atchison, Race Coordinator, For a Critierum Race to be held July 13th & 14th, 2013.

Councilperson Novak moved to place Bill No. 2013-026 on second reading by title only. Councilperson Christie provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; Novak; Barrett; Christie; Hertzberg

Nay: None

Absent: None

The Mayor declared Bill No. 2013-026 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7896 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

Then, Mayor Barrett opened a public hearing regarding amending the zoning district map at 722, 726, and 730 North Adams, block 1 lots 6, 7, 8 & 9 Eddlemon's addition at 7:36 p.m. With no public comment the public hearing was closed at 7:36 p.m.

Next to be considered was Bill No. 2013-027 Amending the Zoning District Map at 722, 726 and 730 North Adams, Block 1 Lots 6, 7, 8 & 9 Eddlemon's Addition, By Changing the Zoning From R-1 Single Family District to R-3 Apartment House District.

Councilperson Christie moved to place Bill No. 2013-027 on first reading by title only. Councilperson Leonard provided the second. The motion was duly considered and failed by the following vote:

Aye: None

Nay: Novak; Barrett; Christie; Hertzberg; Leonard

Absent: None

Next, Mayor Barrett opened a public hearing regarding amending the Zoning District Map at the Southeast Corner of Maple Street and Cedar Street, Blk 13 Beg NW Corner of Blk 13 North 160 Feet, East 160 Feet, South 80 Feet, West 320 Feet to the point of beginning Wight's addition at 7:46 p.m.

Marian Leary, 120 E Maple discussed her concerns with the re-zoning of the property at Maple and Cedar.

Howard Finke discussed the location of property and his development plan.

The public hearing was closed at 7:52 p.m.

Next to be considered was Bill No. 2013-028 Amending the Zoning District Map at the Southeast Corner of Maple Street and Cedar Street, Blk 13 Beg NW Corner of Blk 13 North 160 Feet, East 160 Feet, South 80 Feet, West 320 Feet to the Point of Beginning Wight's Addition, by changing the zoning from R-2 Two-Family District to RP-2 Planned Two-Family District.

Councilperson Leonard moved to place Bill No. 2013-028 on first reading by title only. Councilperson Novak provided the second. After discussion, the motion was duly considered and passed by the following vote:

Aye: Barrett; Christie; Hertzberg; Leonard; Novak

Nay: None

Absent: None

Next to be considered was Resolution No. 1366 approving and authorizing execution of a Letter of Agreement between the City of Nevada and the MOICAC.

Councilperson Novak moved to approve Resolution No. 1366, seconded by Councilperson Leonard. The motion was duly considered and passed unanimously.

Next to be considered was Resolution No. 1367 approving and authorizing a Memorandum of Understanding between the City of Nevada and the SMCCTF.

Councilperson Leonard moved to approve Resolution No. 1367, seconded by Councilperson Novak. 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 – April
- ii. Fire Department Report – April
- iii. Animal Control Report – April
- iv. Police Department Report – April
- v. Alliance Water Resources Report – April
- vi. Finance Report - April
 1. Business License Report – April

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 – April 9, 2013

Mayor's Report

There was none.

City Manager's Report

City Manager, J D Kehrman discussed the storm response protocol. When sirens are sounded you should seek shelter immediately. Compost site is opened extended hours to accommodate additional debris from the storms.

MISCELLANEOUS MATTERS

Councilperson Leonard asked when the pool opens. Dana Redburn, Parks and Recreations Director responded, they were on schedule and would open on Saturday, May 25th.

EXECUTIVE SESSION

Mayor Barrett announced an executive session was no longer needed and was canceled.

ADJOURNMENT

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

Councilperson Leonard 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:	Christie; Hertzberg; Leonard; Novak; Barrett
Nay:	None
Absent:	None

The meeting adjourned at 8:13 p.m.

Respectfully submitted,

Bev Baker, City Clerk

(seal)
ATTEST:

Seth Barrett, Mayor

Bev Baker, City Clerk