

MINUTES
CITY COUNCIL MEETING
June 5, 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 2-7 of the City Code and RSMo., Chapter 610.021 with a tentative agenda on May 31, 2012 at 5:00 p.m.

CALL TO ORDER

A regular session of the Nevada City Council was held Tuesday, June 5, 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 7:02 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; McKenzie; Novak

Absent: Steward

Mayor Leonard excused Council member Steward due to being out of town on family business.

Staff present: JD Kehrman, City Manager; Wm. G. McCaffree, City Attorney; Annette Crews, City Clerk; Graham Burnley, Police Chief; Sharon Kegler, HR Director; Dana Redburn, Parks & Recreation Director; Julie Lewis, Executive Assistant; Roger Beach Field Operations Director; Gary Johnson, Alliance Water Resources; William Thornton, Interim Fire Chief; Randy Marti; Administrative Services Director.

PROCLAMATIONS

There were none.

APPROVAL OF MINUTES

Councilperson Novak moved to accept the May 15, 2012 Regular City Council Minutes as written. Councilperson Barrett provided the second. The motion was duly considered and unanimously passed.

APPOINTMENTS TO BOARDS AND COMMISSIONS

There were none.

CONSIDERATION OF BIDS

Bids for firefighting turnout gear for the Fire Department was considered.

Councilperson McKenzie moved to accept the bid from MaxFire Solutions for six sets of turnout gear at a cost of \$10,780.00. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Barrett; Leonard

Nay: None

Absent: Steward

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

Mayor Leonard recognized Barbara Wicks, 613 Godfrey Lane. Mrs. Wicks expressed concern over the recent vandalism at Walton Park.

Mr. Kehrman thanked Mrs. Wicks for bringing it to the attention of the City staff and City Council. He informed her that Chief Burnley was present and the Nevada Police Department would look into the vandalism.

COMMUNICATIONS AND PETITIONS

Mr. Kehrman introduced Charlie Zitnik, DA Davidson & Co.

Mr. Zitnik addressed City Council by thanking them for allowing DA Davidson to have the opportunity to work with City staff on the most recent debt issue for the City of Nevada, Certificates of Participation for the new Public Safety Building and for allowing DA Davidson to help with the rating process for the City of Nevada.

Mr. Zitnik presented a hard-bound transcript of the Certificates of Participation Series 2011 to City Council and Mr. Kehrman. Then Mr. Zitnik presented a framed original offering document and a copy of the offering document that was sent to the lenders as show of gratitude for allowing DA Davidson to work for and with the City.

OLD BUSINESS

First to be considered was Bill No. 2012-041 authorizing the execution of an agreement with Crockett Construction of Lamar, Missouri.

Councilperson Novak moved to place Bill No. 2012-041 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: Novak; Barrett; Leonard; McKenzie

Nay: None

Absent: Steward

The Mayor declared Bill No. 2012-041 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7828 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. 2012-042 authorizing the execution of a master agreement with Williams, Spurgeon, Kuhl & Freshnock Architects, Inc was considered.

Councilperson Barrett moved to place Bill No. 2012-042 on second reading by title only. The motion was seconded by Councilperson Novak. The motion was duly considered and passed by the following vote:

Aye: Barrett; Leonard; McKenzie; Novak

Nay: None

Absent: Steward

The Mayor declared Bill No. 2012-042 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7829 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. 2012-043 a General Ordinance amending Section 25-2.107 of the Code of the City of Nevada (Closely Related Employees).

Councilperson Barrett moved to place Bill No. 2012-043 on first reading by title only. The second was provided by Councilperson Novak. The motion was duly considered and passed by the following vote:

Aye: Leonard; McKenzie; Novak; Barrett

Nay: None

Absent: Steward

Then, Bill No. 2012-044 a General Ordinance amending Section 25-2.111 of the Code of the City of Nevada, Missouri (W-4 Forms) was considered.

Councilperson Barrett moved to place Bill No. 2012-044 on first reading by title only. The motion was seconded by Councilperson Novak. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Barrett; Leonard

Nay: None

Absent: Steward

Next to be considered was Bill No. 2012-045 a General Ordinance amending Section 25-4.103(i) of the Code of the City of Nevada (Vacation Payout).

Councilperson Barrett moved to place Bill No. 2012-045 on first 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: Steward

Thereupon, Bill No. 2012-046 a General Ordinance amending Section 25-4.104 of the Code of the City of Nevada (Sick Leave Payout) was considered.

Councilperson Barrett moved to place Bill No. 2012-046 on first reading by title only. The second was provided by Councilperson Novak. The motion was duly considered and passed by the following vote:

Aye: Barrett; Leonard; McKenzie; Novak

Nay: None

Absent: Steward

Then, Bill No. 2012-047 a General Ordinance repealing Section 25-4.113 of the Code of the City of Nevada (Special Police Officer Benefit) was considered.

Councilperson Novak moved to place Bill No. 2012-047 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: Steward

Bill No. 2012-048 approving a contract between the Nevada Housing Authority and the City of Nevada, Missouri for additional policing services was considered.

Councilperson Barrett moved to place Bill No. 2012-048 on first reading by title only, seconded by Councilperson Novak. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Barrett; Leonard
Nay: None
Absent: Steward

Next, Resolution No. 1346 supporting Missouri House Bill No. 1329 that restores the sales tax collection of out-of-state motor vehicle purchases by calling on the Governor of the State of Missouri to approve was considered.

Councilperson Novak moved to approve Resolution No. 1346. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Leonard; McKenzie
Nay: None
Absent: Steward

REPORTS

Monthly Department Reports

The April, 2012 Finance Report and a Sales Tax Comparison Chart, 2009 – 2012 were reviewed and are on file in the City Clerk's office.

Boards and Commissions Written Minutes/Reports

The following Board minutes were reviewed and are on file in the City Clerk's office.

Nevada Housing Authority, March 13, 2012; April 10, 2012; May 10, 2012

NRMC Board of Directors, April 24, 2012

Mayor's Report

Mayor Leonard reported that Wednesday, June 06, 2012 was the start of Bushwhacker Days; at 6:00 p.m. on the square he would be reading a proclamation during the opening ceremonies. He thanked everyone in the community that volunteers to make Bushwhacker Days a success.

Mayor Leonard then commented on the new banners that have been hung around the square and down Austin Blvd. He said how nice they looked.

City Manager's Report

Mr. Kehrman informed City Council that he had testified in Springfield at the Blue Ribbon Citizens Committee on Missouri Transportation Needs meeting. The Committee was set up by Missouri House Speaker Steven Tilley to focus on future needs and challenges facing Missouri's transportation system.

He also commented on the results of the first water shut-off day since going to once a month billing. He informed Council that the Finance Department started off with 300+ shut-offs and pared it down to only 56, which is not out of the normal range. He complemented the Finance Department staff for all of their hard work in making the new billing cycle work.

MISCELLANEOUS MATTERS

Councilperson Novak inquired about the Summer Sales Tax Street Project.

Roger Beach, Field Operations Director, stated that APAC started bringing crews in town, and would start work on Monday.

Then Councilperson Novak asked Mr. Kehrman if the City parking lot north of the square, where part of the Bushwhacker Days carnival is set up, could be cleaned up a bit.

Mayor Leonard asked Mr. Kehrman for an update on the concession stand at Twin Lakes Sports Complex, Mr. Kehrman called on Randy Marti, Administrative Services Director.

Mr. Marti stated that the final walk through with the contractor had been completed and the project was signed off on. He stated that City crews had moved in to finish up. He informed Council members that the bathrooms were open at the ball fields. He told City Council members that the project had been completed a month early.

Then, Mayor Leonard informed City Council that Mr. Kehrman had asked for a work session with the Tourism Ad-Hoc Committee to be scheduled so that the accounting side of the Tourism grants could be discussed.

Councilperson Novak moved to hold a Special Work Session with the Tourism Ad-Hoc Committee on Tuesday, June 19, 2012 at 6:00 p.m. in the City Council Chambers, prior to the regular City Council meeting. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Leonard; McKenzie; Novak

Nay: None

Absent: Steward

EXECUTIVE SESSION

Mayor Leonard asked City Manager Kehrman if there was need for an executive session. Mr. Kehrman stated there was a need for reasons in accordance with Section 610.021 RSMo., Subparagraph (1) legal actions, causes of action or litigation involving a public governmental body.

Councilperson Barrett moved to adjourn into executive session after a five-minute recess, Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; McKenzie; Novak; Barrett

Nay: None

Absent: Steward

An executive session of the City Council of Nevada, Missouri was held in the City Council Chambers, 120 S. Ash, on June 5, 2012 beginning at 7:40 p.m.

Present: McKenzie; Novak; Barrett; Leonard

Absent: Steward

Staff present: JD Kehrman, City Manager; Wm. G. McCaffree, City Attorney; Annette Crews, City Clerk.

Discussion was limited to Section 610.021 RSMo., Subparagraph (1) legal actions, causes of action or litigation involving a public governmental body. No decisions were made or voted on.

Councilperson Barrett moved to adjourn the executive session and move back into regular session. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Leonard; McKenzie

Nay: None

Absent: Steward

Executive session adjourned at 8:02 p.m.

ADJOURNMENT

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

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

Aye: Barrett; Leonard; McKenzie; Novak

Nay: None

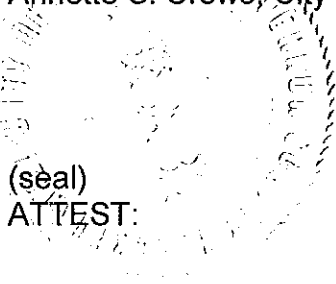
Absent: Steward

Mayor Leonard adjourned the meeting at 8:03 p.m.

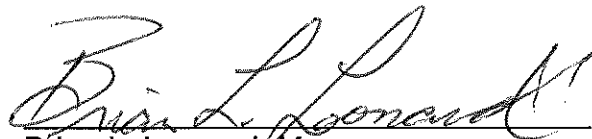
Respectfully submitted,



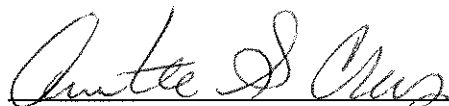
Annette S. Crews, City Clerk



(seal)
ATTEST:



Brian L. Leonard, Mayor



Annette S. Crews, City Clerk