

MINUTES
CITY COUNCIL MEETING
Tuesday, October 18, 2011
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 October 13, 2011 at 4:30 p.m. A revised tentative agenda was posted October 14, 2011 at 12:30 p.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held Tuesday, October 18, 2011 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 Tom Pyle gave the invocation.

ROLL CALL

The following Council members were present for roll call:

Present: Barrett; Leonard; McKenzie; Novak; Steward

Absent: None

Staff present: JD Kehrman, City Manager; Annette Crews, City Clerk; Wm. G. McCaffree, City Attorney; Graham Burnley, Police Chief; Randy Marti, Administrative Services Director; Sharon Kegler, HR Director, Mark Mitchell, IT Director; Johnna Williams, Planning Director; Tom Hutchison, Construction Specialist; Kristie Modlin, Finance Department Manager; Dana Redburn, Parks & Recreation Director; Richard Brockman, Code Enforcement Officer; Julie Lewis, Executive Assistant; Shawn Middendorf, Alliance Water Resources.

PROCLAMATIONS

Mayor Leonard proclaimed October 28 – 29, 2011 as VFW Buddy Poppy Days. The proclamation was presented to members of the Ralph V. Bobbett VFW Post #2175.

APPROVAL OF MINUTES

Councilperson Novak moved to accept the October 4, 2011 regular City Council minutes as written. Councilperson Steward provided the second. The motion was duly considered and passed unanimously.

APPOINTMENTS TO BOARDS AND COMMISSIONS

Mr. Kehrman recommended the City Council the appointment of Bryan Breckenridge as Personnel Hearing Officer.

Councilperson Steward moved to approve the appointment of Bryan Breckenridge as Personnel Hearing Officer. The motion was seconded by Councilperson Barrett. The motion was duly considered and unanimously passed.

CONSIDERATION OF BIDS

Mr. Kehrman explained the need to purchase a pump for lift station #1 at the Wastewater Treatment Plant.

Councilperson McKenzie moved to purchase a replacement pump from JCI, Lee's Summit, Missouri at a cost of \$25,400. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Leonard; McKenzie; Novak; Steward; Barrett

Nay: None

Absent: None

PUBLIC PARTICIPATION FROM THOSE REGISTERED WITH THE CITY CLERK

There were none.

COMMUNICATIONS AND PETITIONS

There was none.

OLD BUSINESS

First, Bill No. 2011-060 authorizing the execution of an intergovernmental agreement with the Western Missouri 9-1-1 Board of Directors in Vernon County, Missouri for shared MULES service was considered.

Councilperson Novak moved to place Bill No. 2011-060 on second reading by title only. Councilperson Steward provided the second. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Steward; Barrett; Leonard

Nay: None

Absent: None

The Mayor declared Bill No. 2011-060 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7756 and was signed by the Mayor at attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

Then, Bill No. 2011-061 authorizing the execution of Change Order No. 1 to the CDL Electric contract for Highway 71 and K Highway lighting improvements was considered.

Councilperson Barrett moved to place Bill No. 2011-061 on second reading by title only. The second was provided by Councilperson McKenzie. The motion was duly considered and passed by the following vote:

Aye: Novak; Steward; Barrett; Leonard; McKenzie

Nay: None

Absent: None

The Mayor declared Bill No. 2011-061 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7757 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. 2011-062 approving a settlement agreement and mutual release concerning a farm lease with Jim and Ronda Hardin was considered.

Councilperson Barrett moved to place Bill No. 2011-062 on second reading by title only. Councilperson Steward provided the second. The motion was duly considered and passed by the following vote:

Aye: Steward; Barrett; Leonard; McKenzie; Novak

Nay: None

Absent: None

The Mayor declared Bill No. 2011-062 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7758 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 was consideration of a Traveled Portion Right-of-Way Solicitor's Application for Jeff Taylor LLC/The Windriders Motorcycle Organization.

Councilperson Steward moved to approve the Solicitor's Application for Jeff Taylor LLC/The Windriders Motorcycle Organization. The second was provided by Councilperson Barrett. The motion was duly considered and unanimously passed.

Next, Mayor Leonard opened a public hearing regarding an additional right-of-way easement at 429 N. Ash in conjunction with the Safe School Sidewalk Enhancement project. The public hearing opened at 7:17 p.m.

With no public participation, the hearing was closed at 7:18 p.m. by Mayor Leonard.

Then Bill No. 2011-063 accepting the right-of-way easement as granted by the property owner at 429 N. Ash for sidewalk improvements in conjunction with the Safe School Sidewalk Enhancement project was considered.

Councilperson Novak moved to place Bill No. 2011-063 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; McKenzie; Novak; Steward

Nay: None

Absent: None

Then, Mayor Leonard held a public hearing regarding rezoning of 721 N. Ash from R-1 Single Family to R-3 Apartment House. The public hearing was opened at 7:19 p.m.

With no public participation the public hearing was closed at 7:20 p.m.

Next to be considered was Bill No. 2011-064 amending the zoning district map at 721 N. Ash by changing the zoning from R-1 Single Family Dwelling District to R-3 Apartment House District.

Councilperson Barrett moved to place Bill No. 2011-064 on first reading by title only. The motion was seconded by Councilperson Steward. The motion was duly considered.

Mr. Wes Ogle, part-owner of the property was in attendance to answer any questions.

The motion was duly considered and passed by the following vote:

Aye: Leonard; McKenzie; Novak; Steward; Barrett

Nay: None

Absent: None

Thereupon, Bill No. 2011-065 accepting the award of the COPS hiring grant and authorizing the City Manager to execute the grant award was considered.

Councilperson Steward moved to place Bill No. 2011-065 on first reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Steward; Barrett; Leonard

Nay: None

Absent: None

Then, Bill No. 2011-066 authorizing a contract with Council on Families in Crisis for reimbursement of emergency shelter grant funds and authorizing the City Manager to execute any and all documents associated with these appropriations was to be considered.

Councilperson Steward moved to place Bill No. 2011-066 on first reading by title only. The second was provided by Councilperson Barrett. The motion was duly considered and passed by the following vote:

Aye: Novak; Steward; Barrett; Leonard; McKenzie

Nay: None

Absent: None

REPORTS

Monthly Department Reports

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

Alliance Water Resources; Animal Control; Business License; Dangerous Buildings; Fire Department; Municipal Court; Police Department.

Johnna Williams, Planning Director gave an oral report on the Dangerous Building process.

Boards and Commissions Written Minutes/Reports

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

Planning Commission – August 9, 2011 and September 15, 2011.

Mayor's Report

There was none.

City Manager's Report

Mr. Kehrman reported that 2012 Budget work sessions with the City Council would begin in the next week.

The Meadow Lane sewer project is on track and will be fully funded with SRF funds; the RFQ Master Agreements will go out next week; engineering services grant was approved; Spring Street project is underway; new recreation programs at the Community Center.

There was discussion regarding soft starts on the generator at the Water Treatment Plant and the proposed back-up generator at the Community Center.

MISCELLANEOUS MATTERS

Mayor Leonard asked for a 2012 budget work session to be scheduled for the following week. Councilperson Novak moved to hold a 2012 budget work session on Monday, October 24th at 5:30 p.m. in the City Hall conference room. Councilperson Steward provided the second. The motion was duly considered and unanimously passed.

Councilperson McKenzie thanked all city staff involved in helping the Vernon County Ambulance District with setting up the Haunted House.

ADJOURNMENT

With no further business to come before City Council, Councilperson Barrett moved to adjourn. Councilperson Steward provided the second. The motion was duly considered and passed by the following vote:

Aye: Steward; Barrett; Leonard; McKenzie; Novak

Nay: None

Absent: None

The meeting adjourned at 7:59 p.m.

Respectfully submitted,

Annette S. Crews
Annette S. Crews, City Clerk



(seal)
ATTEST:

Brian L. Leonard
Brian L. Leonard, Mayor

Annette S. Crews
Annette S. Crews, City Clerk