

**MINUTES**  
**REGULAR CITY COUNCIL MINUTES**  
**Tuesday, December 18, 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 Section 2-7 of the City Code and RSMo., Chapter 610.021 with a tentative agenda on December 13, 2012 at 4:00 p.m.

***CALL TO ORDER***

A regular session of the City Council of Nevada, Missouri was held on Tuesday, December 18, 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 7:00 p.m., followed by the Pledge of Allegiance.

***INVOCATION***

Pastor Jared Miller 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; Mike Wade, Treasurer; 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***

There were none.

***APPROVAL OF MINUTES***

Councilperson Novak moved to accept the December 4, 2012 regular session City Council minutes as written. Councilperson Barrett provided the second. The motion was duly considered and passed unanimously.

Councilperson Barrett moved to accept the December 7, 2012 special 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 Leonard presented a recommendation from the NRMC Board of Directors to appoint Dr. Brad Copeland to the NRMC Board of Directors.

Councilperson Novak moved to appoint Dr. Brad Copeland to the NRMC Board of Directors. Councilperson McKenzie provided the second. The motion was duly considered and passed unanimously.

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

There were 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. 2012-073 Amending Chapter 28-54, Sewer Service Charges of the Code of the City of Nevada, Missouri.

Councilperson Barrett moved to place Bill No. 2012-073 on second 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

The Mayor declared Bill No. 2012-073 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7858 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. 2012-074 Amending Chapter 40-18, Water Rates, of the Code of the City of Nevada, Missouri.

Councilperson Barrett moved to place Bill No. 2012-074 on second reading by title only. Councilperson Novak 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. 2012-074 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7859 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. 2012-075 Amending Chapter 40-5, Water Rates, of the Code of the City of Nevada, Missouri.

Councilperson Novak moved to place Bill No. 2012-075 on second reading by title only. 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

The Mayor declared Bill No. 2012-075 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7860 and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

Next under old business was consideration of Bill No. 2012-076 Approving the 2013 Fiscal Budget of the City of Nevada, Missouri, Appropriating From the Revenue of the City Requisite Funds Therefor, Providing For the Adjustments Thereof, Providing For the Salaries of the City Employees, Approving the Five-Year Capital Improvement Program, Updating the Organization Chart, and Approving the Public Records Fee Schedule.

Councilperson Barrett moved to place Bill No. 2012-076 on second reading by title only. Councilperson Novak 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. 2012-076 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7861 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. 2012-077 Declaring Assets of the City of Nevada, Missouri as Surplus Property.

Councilperson Barrett moved to place Bill No. 2012-077 on second reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Christie; Leonard; McKenzie

Nay: None

Absent: None

The Mayor declared Bill No. 2012-077 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7862 and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

Thereupon was consideration of Bill No. 2012-078 Accepting the Option For Troutt, Beeman & Co. P.C. Certified Public Accountants to Conduct the Annual Audit For the Fiscal Year Ending December 31, 2012.

Councilperson McKenzie moved to place Bill No. 2012-078 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; Leonard; McKenzie; Novak

Nay: None

Absent: None

The Mayor declared Bill No. 2012-078 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7863 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. 2012-079 Establishing A Fee Structure For the Use of the Frank E Peters Municipal Golf Course.

Councilperson Barrett moved to place Bill No. 2012-079 on second reading by title only. Councilperson Novak provided the second. Discussion followed. 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. 2012-079 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7864 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. 2012-080 Establishing A Fee Structure For the Use of the Twin Lakes Sports Complex.

Councilperson Barrett moved to place Bill No. 2012-080 on second reading by title only. 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

The Mayor declared Bill No. 2012-080 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7865 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. 2012-081 Establishing A Fee Structure For the Use of the Nevada Parks Shelters.

Councilperson Novak moved to place Bill No. 2012-081 on second reading by title only. Councilperson Christie 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. 2012-081 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7866 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. 2012-082 Establishing A Fee Structure For the Use of the Walton Aquatic Center.

Councilperson Christie moved to place Bill No. 2012-082 on second reading by title only. Councilperson McKenzie provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Christie; Leonard; McKenzie

Nay: None

Absent: None

The Mayor declared Bill No. 2012-082 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7867 and was signed by the Mayor and attested by the City Clerk. The Mayor directed said Ordinance be engrossed upon the corporate records.

Finally, was consideration of Bill No. 2012-083 Establishing A Fee Structure For the Use of the Franklin P Norman Community Center.

Councilperson Barrett moved to place Bill No. 2012-083 on second reading by title only. Councilperson Novak provided the second. Discussion followed. 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. 2012-083 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7868 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. 2012-084 Approving And Authorizing the Execution of a Memorandum of Agreement Between the City of Nevada, Missouri and Alliance Water Resources.

Councilperson McKenzie moved to place Bill No. 2012-084 on first 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

Next was consideration of Bill No. 2012-085 Amending Chapter 3 of the Code of the City of Nevada, Missouri.

Councilperson Barrett moved to place Bill No. 2012-085 on first 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

### ***REPORTS***

#### ***Monthly Department Reports***

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

- i. Municipal Court Report – November
- ii. Fire Department Report – November
- iii. Police Department Report – November
- iv. Animal Control Report – November

- v. Alliance Water Resources Report – November
- vi. Finance Report – November
  - 1. Business License Report - November

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

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

- i. Board of Zoning Adjustment Minutes – November 14, 2011

***Mayor's Report***

There was none.

***City Manager's Report***

Mr. Kehrman discussed some of the items that will be brought to the Council at the beginning of 2013 including a water system plan and crosswalks on Ash St.

***MISCELLANEOUS MATTERS***

There were none.

***EXECUTIVE SESSION***

Mayor Leonard requested an executive session in accordance with Section 610.021 RSMo., Subparagraph (3) Hiring, Firing, Disciplining or Promoting of Particular Employees by a Public Governmental Body when Personal Information About the Employee is Discussed or Recorded.

Councilperson Novak moved to go into executive session for reasons in accordance with Section 610.021 RSMo., Subparagraph (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded, after a five-minute recess. The second was provided by Councilperson Barrett. The motion was duly considered and passed by the following vote:

Aye: McKenzie; Novak; Barrett; Christie; Leonard

Nay: None

Absent: None

An executive session of the City Council of the City of Nevada, Missouri was held in the City Council Chambers, 120 S. Ash, Nevada, Missouri, beginning at 7:46 p.m.



Present: Barrett; Christie; Leonard; McKenzie; Novak

Absent: None

Staff present: JD Kehrman, City Manager; Wm. G. McCaffree, City Attorney; Johnna Williams, Deputy City Clerk; Sharon Kegler, Human Resources Director; Mike Wade, Treasurer.

Discussion was limited to Section 610.021 RSMo., Subparagraph (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. No decisions were made or voted on.

Councilperson McKenzie was excused from the meeting at 8:42 p.m.

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

Aye: Novak; Barrett; Christie; Leonard

Nay: None

Absent: McKenzie

Executive session adjourned at 8:55 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 session of City Council. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Barrett; Christie; Leonard; Novak

Nay: None

Absent: McKenzie

The meeting adjourned at 8:59 p.m.

Respectfully submitted,

---

Johnna Williams, Deputy City Clerk

(seal)  
ATTEST:

---

Brian L. Leonard, Mayor

---

Johnna Williams, Deputy City Clerk