

MINUTES
REGULAR CITY COUNCIL MINUTES
Tuesday, May 7, 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 3, 2013 at 8:25 a.m.

CALL TO ORDER

A regular session of the City Council of Nevada, Missouri was held on Tuesday, May 7, 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 7:03 p.m., followed by the Pledge of Allegiance.

INVOCATION

Linda Pagel gave the invocation.

ROLL CALL

The following Council members were present for roll call:

Present: Barrett; Christie; Hertzberg; Novak

Absent: Leonard

Mayor Barrett reported Mr. Leonard will be late due to his job.

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; Roger Beach, Field Operations Manager; Shawn Middendorf, Alliance Water Resources; William Thornton, Fire Chief; Mark Mitchell, CIO; Kristie Modlin, Finance Manager; Julie Lewis, Executive Assistant.

PROCLAMATIONS

Mayor Barrett presented a proclamation for National Police Week, May 12 – 18, 2013.

APPROVAL OF MINUTES

Councilperson Novak moved to accept the April 16, 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 Gerald McBeth for appointment, replacing Brian Bell, to the Nevada Public Library Board of Directors based upon the Library Board's recommendation for consideration.

Councilperson Christie moved to appoint Gerald McBeth to the Library 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

Lynda Jones, 107 W Barton Place, Nevada, MO, represented a local group of bicycler's, showing their support of the Pro Cycling Race and the PedNet plan.

Consideration of Resolution No. 1365 Referring issues surrounding the proposed PedNet Plan to the Planning Commission for review and recommendations to the City Council.

Councilperson Christie moved to approve Resolution No. 1365, seconded by Councilperson Novak. The motion was duly considered and passed unanimously.

Councilperson Leonard arrived at 7:16 p.m.

COMMUNICATIONS AND PETITIONS

There were none.

OLD BUSINESS

Consideration of Bill No. 2013-019 Establishing Rural Fire Membership Fees from July 1, 2013 – June 30, 2014.

Councilperson Christie moved to place Bill No. 2013-019 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; Hertzberg; Leonard; Novak

Nay: None
Absent: None

The Mayor declared Bill No. 2013-019 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7889 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. 2013-020 Budgeting Funds for the Promotion of Tourism by Partnering with USA Cycling.

Councilperson Christie moved to place Bill No. 2013-020 on second reading by title only. Councilperson Leonard 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. 2013-020 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7890 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. 2013-021 Amending the Zoning District Map at 500 East Austin.

Councilperson Leonard moved to place Bill No. 2013-021 on second reading by title only. Councilperson Hertzberg 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. 2013-021 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7891 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. 2013-022 Vacating the Utility Easements in Lots 40, 41, 42, 45, 46, 47, 75, 76, and 77 all in the Eastview Heights Subdivision.

Councilperson Hertzberg moved to place Bill No. 2013-022 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. 2013-022 read a second time, passed, approved and adopted. The Bill was numbered Ordinance No. 7892 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. 2013-023 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 first reading by title only. Councilperson Christie provided the second. The motion was duly considered and passed by the following vote:

Aye: Novak; Barrett; Christie; Hertzberg; Leonard

Nay: None

Absent: None

Next 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 Novak moved to place Bill No. 2013-024 on first reading by title only. Councilperson Hertzberg provided the second. 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 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 Leonard moved to place Bill No. 2013-025 on first reading by title only. Councilperson Novak provided the second. The motion was duly considered and passed by the following vote:

Aye: Christie; Hertzberg; Leonard; Novak; Barrett

Nay: None

Absent: None

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

Aye: Hertzberg; Leonard; Novak; Barrett; Christie

Nay: None

Absent: None

REPORTS

Monthly Department Reports

There were none.

Boards and Commissions Written Minutes/Reports

The following Minutes were reviewed and Council noticed there was not a quorum at the Park Board meeting. The minutes will be voted on at the next Park Board Meeting on May 29, 2013.

- i. Park Board Minutes – March 27, 2013

Mayor's Report

Mayor Barrett thanked Ms. Carol Branham for the tour of the Housing Authority provided to the City Council Members and the City Clerk.

City Manager's Report

City Manager, J D Kehrman reported, Auditors have left after two weeks of onsite auditing. A smooth report is expected. PedNet follow up meeting is planned this week for Healthy Nevada.

MISCELLANEOUS MATTERS

There were none.

EXECUTIVE SESSION

Mayor Barrett 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 Christie. The motion was duly considered and passed by the following vote:

Aye: Leonard; Novak; Barrett; Christie; Hertzberg

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 7:55 p.m.

Present: Barrett; Christie; Hertzberg; Leonard; Novak

Absent: None

Staff present: J D Kehrman, City Manager; Sharon Kegler, Human Resources Director present until 8:05.

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.

Councilperson Leonard 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; Hertzberg; Leonard

Nay: None

Absent: None

Executive session adjourned at 9:01 p.m.

ADJOURNMENT

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

Councilperson Novak 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: Barrett; Christie; Hertzberg; Leonard; Novak

Nay: None

Absent: None

The meeting adjourned at 9:02 p.m.

Respectfully submitted,

Bev Baker, City Clerk

(seal)
ATTEST:

Seth Barrett, Mayor

Bev Baker, City Clerk