

**ROLLA CITY COUNCIL MEETING MINUTES
MONDAY, DECEMBER 3, 2007
ROLLA CITY HALL COUNCIL CHAMBERS
901 NORTH ELM STREET
6:30 P.M.**

Presiding: Mayor William S. Jenks, III

Council Members in Attendance: Monty Jordan, Don Barklage, Stan Spadoni, Susan Eudaly, Gary W. Hicks, Judy Jepsen, Jim Williams, Richard Morris, Richard Sibley, and Mark Walburg

Council Members Absent: Terry Ruck and Lou Magdits

Department Directors in Attendance: Public Works Director Steve Hargis, Recreation Center Director Scott Caron, Police Chief Mark Kears, Finance Director Steffanie Rogers, Fire Chief Robert Williams, Solid Waste Director Brady Wilson, Parks and Recreation Director Ken Kwantes, and Community Development Director John Petersen

Other City Officials in Attendance: City Administrator John Butz, City Counselor John Beger, Communications Coordinator Scott Grahl, and City Clerk Carol Daniels

Mayor William S. Jenks, III, called the meeting to order at approximately 6:30 p.m.

Mayor Jenks then wished Councilmember Don Barklage a “Happy Birthday.”

Dr. Mark Johnson, pastor of the Salem Avenue Baptist Church, then opened the meeting with prayer.

Following the invocation, Councilmember Don Barklage led in the Pledge of Allegiance.

I. CONSENT AGENDA

A motion was made by Williams and seconded by Jepsen to approve the Consent Agenda, as submitted. A voice vote on the motion showed ten (10) ayes, zero (0) nays, and two (2) absent. Motion carried.

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I. CONSENT AGENDA (continued)

The consent agenda consisted of the following:

(A) City Council Minutes: The minutes of the October 29, 2007, Special City Council Workshop and Executive Session meetings; the November 5, 2007 regular and Executive Session meetings, and; the November 19, 2007 Regular and Executive Session meetings.

II. PUBLIC HEARINGS

None.

III. CITIZEN COMMUNICATION

(A) Open Citizen Communication: Mayor Jenks opened the floor to any citizen wishing to address the Council. No one present responded.

IV. ACKNOWLEDGMENTS AND SPECIAL PRESENTATIONS

(A) 2007 Third Quarter Tourism Report: Ms. Stevie Kearse, Executive Director of the Rolla Area Chamber of Commerce, expanded on the Rolla Area Chamber of Commerce's third quarter 2007, tourism report, which was included the agenda packets.

(B) Fort Leonard Wood Update: Mr. Mike Bowers from the Public Affairs Office at Fort Leonard Wood reported that Fort Leonard Wood is thriving. The average daily population of Fort Leonard Wood is about 30,000. Mr. Bowers said Fort Leonard Wood has a direct economic impact of about \$554 million a year. During the next three years, three tactical units of 1,100 people will be coming to Fort Leonard Wood. Mr. Bowers reported that after the first of the year eighteen buildings are expected to be turned over to the Fort that will house about 162 single soldiers. He told the Council that the Fort's mission has not changed in that they are there to train soldiers and service members. Part of the Fort's responsibility is supporting the units that are deploying. Mr. Bowers informed the Council that the average daily trainee population has increased from 13,000 in 2006 to 15,000 in 2007. Mr. Bowers concluded by thanking the Council for the support the Fort receives from the City.

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V. REPORTS OF MAYOR AND COUNCIL/REPORTS OF BOARDS AND COMMISSIONS/CITY DEPARTMENTS

Mayor Jenks referred the Council to (A) the October 2007 Rolla Municipal Utilities Monthly Report; (B) the November 13, 2007, preliminary minutes of the Planning and Zoning Commission meeting; (C) the October 2007 Rolla Municipal Court Report; (D) the October 30, 2007 Development Review Committee Meeting minutes; (E) The October 17, 2007 Rolla Health & Recreation Center Advisory Committee Meeting Minutes, and; (F) The FY 2008 CENTRE Financial Analysis.

VI. OLD BUSINESS

(A) Ordinance to Rezone Property at 1735 N. Bishop Avenue from R-3 to C-2 Zoning (Chrisco): Community Development Director John Petersen explained the subject property is currently being used as the University Book Store and the site sets on about .41 acres. The request is to rezone the northern part of the lot from R-3 (Multi Family District) to C-2 (General Retail District). Mr. Petersen reported that his office has not received any opposition to the requested rezoning. The Planning and Zoning Commission recommend approval.

City Counselor John Beger read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 3841: AN ORDINANCE AMENDING THE BASIC ZONING ORDINANCE NO. 3414, CHAPTER 42 OF THE CODE OF THE CITY OF ROLLA, MISSOURI, AFFECTING THE REAL ESTATE KNOWN AS 1735 NORTH BISHOP AVENUE (CHRISCO). A motion was made by Williams and seconded by Spadoni to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Eudaly, Barklage, Spadoni, Hicks, Sibley, Morris, Jordan, Jepsen, Walburg, and Williams. Nays; None. Absent; Ruck and Magdits. Motion carried. The ordinance passed.

(B) Ordinance to Amend Certain Provisions of Chapter 42, the Rolla Planning and Zoning Code (Subdivisions): Community Development Director John Peterson noted the City's code contains a provision that provides for the mandatory dedication of parkland or a fee-in-lieu-of. The provisions in that ordinance specify the dedication must be made forever. Because of that finding, Mr. Petersen said the Council recommended a review of its ordinances to see how the City could provide for flexibility so the City could

VI. OLD BUSINESS (continued)

(B) Ordinance to Amend Certain Provisions of Chapter 42, the Rolla Planning and Zoning Code (Subdivisions) (continued): sell, trade, or otherwise change the use of a particular parcel acquired. Under advice by legal counsel, it was recommended that the word “deeding” be substituted for the word “dedication.” He pointed out that this amendment would not affect any parkland that has currently been provided to the City by developers.

City Counselor John Beger read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 3842: AN ORDINANCE AMENDING CHAPTER 42 OF THE ROLLA CITY CODE KNOWN AS THE PLANNING AND ZONING CODE, ARTICLE II SUBDIVISIONS, BY ADOPTING CERTAIN REVISIONS. A motion was made by Williams and seconded by Spadoni to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Jordan, Williams, Sibley, Morris, Spadoni, Walburg, Barklage, Eudaly, Jepsen, and Hicks. Nays; None. Absent; Ruck and Magdits. Motion carried. The ordinance passed.

VII. NEW BUSINESS

(A) Motion for the Formation of an Ad Hoc Committee Regarding City Finances: City Administrator John Butz recalled that this issue arose over a year ago when the Council discussed some of its capital improvement planning. The Council talked about a restructuring of the current one-half sales tax with the parks that are dedicated entirely to the recreation center. He noted the sales tax is in effect until 2013. Mr. Butz stated the General Fund is strapped and the City would like to do more things in the park system and provide some on-going support or subsidy for the recreation center. At the last Council meeting, the formation of a special committee to look just at park issues was discussed. Mr. Butz noted he has amended the makeup of the committee structure since the last Council meeting to be a “Rolla 2020 Fiscal Advisory Committee.” He suggested the committee consist of three council members, five to six business leaders from specific types of industry and three to four citizens representing diverse backgrounds. Additionally, Finance Director Steffanie Rogers and City Administrator John Butz would serve on the committee. As ex officio members, other department directors would be added. Mr. Butz told the Council that Councilmember Lou Magdits suggested that this group meet every two or three weeks over a three month period and submit a report to the

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VII. NEW BUSINESS (continued)

(A) Motion for the Formation of an Ad Hoc Committee Regarding City Finances (continued): Council in late March or April. The Council would then do a spinoff ad hoc committee to consider the specific issue of the park sales tax and what would be the appropriate time to engage the community in it. If the committee is approved by the Council, Mr. Butz indicated Mayor Jenks would submit names for the Council's consideration.

After some discussion, a motion was made by Hicks and seconded by Eudaly to authorize the formation of the ad hoc committee known as "Rolla 2020 Fiscal Advisory Committee." A voice vote on the motion showed ten (10) ayes, zero (0) nays, and two (2) absent. Motion carried.

(B) Resolution Supporting a Bid for the City of Rolla to Host a Stage Start and/or Finish for the 2008 Tour of Missouri Bicycle Race: Recreation Center Director Scott Caron recalled that during the Council's last meeting, he provided information regarding a stage start and/or finish for the "2008 Tour of Missouri Bicycle Race." He asked the Council to consider the proposed resolution in support of the City hosting a stage start and/or finish of the bicycle race. If approved, the resolution would be included in the bid document.

City Counselor John Beger read the following proposed resolution for one reading, by title. RESOLUTION NO. 1651: A RESOLUTION ENDORSING AND SUPPORTING THE SUBMISSION OF A BID TO BE A HOST CITY FOR A STAGE START AND/OR FINISH FOR THE 2008 TOUR OF MISSOURI BICYCLING RACE. A motion was made by Williams and seconded by Spadoni to approve the proposed resolution. A voice vote on the motion showed ten (10) ayes, zero (0) nays, and two (2) absent. Motion carried.

VIII. CLAIMS and/or FISCAL TRANSACTIONS

(A) Motion to Approve Capital Improvement Projects for the Centre: Recreation Center Director Scott Caron recalled that one of the items discussed during the budgeting process was the potential for an outdoor sign to be located along Tenth Street. However, there was some adverse reaction to the sign. Additionally, the Recreation Center Advisory Committee has been working on a marketing plan with the University of

VIII. CLAIMS and/or FISCAL TRANSACTIONS (continued)

(A) Motion to Approve Capital Improvement Projects for the Centre (continued):

Missouri-Rolla, which was not completed before the budgeting process. Mr. Caron told the Council that one of the items the marketing plan included was a couple of internal construction projects that could possibly enhance the revenue at The CENTRE by eliminating the expenses that would be incurred. This includes a juice bar at the front desk to allow for retail space. The other item is reallocation of some of the space in the office area. Mr. Caron pointed out there is one area that is severely underutilized which could be used for meetings with personal trainers, etc. Mr. Caron explained that the final item is in the concession area. He said the concession area is about twice the size of what it needs to be. That space could be leased as a massage therapy room or for some type of spa services. Mr. Caron mentioned that he has contacted a couple of the architects that participated in the design of the recreation center and inquired about the possibility of doing these improvements. He asked the Council to consider a motion to authorize staff to obtain architectural drawings and firmer estimates as to what the construction costs would be. Mr. Caron added that staff recommends eliminating purchase of the electronic sign from the budget and that these funds be used for the proposed interior renovation project.

Following discussion, a motion was made by Williams and seconded by Eudaly to authorize the Recreation Center staff to eliminate the outdoor electronic sign from the budget and authorize staff to obtain bids for the interior renovation project as outlined by Mr. Caron. A voice vote on the motion showed ten (10) ayes, zero (0) nays, and two (2) absent. Motion carried.

IX. MAYOR/CITY COUNCIL COMMENTS

(A) Appointment of Randy Johnson as an "At-large" Appointment to the RREC:

Mayor Jenks requested the appointment of Mr. Randy Johnson as the "at-large" appointment to the Rolla Regional Economic Commission (RREC). He noted that Mr. Johnson would be replacing Mr. Bill Marshall. A motion was made by Williams and seconded by Eudaly to appoint Mr. Randy Johnson as the "at-large" position to the RREC to replace Mr. Bill Marshall. A voice vote on the motion showed ten (10) ayes, zero (0) nays, and two (2) absent. Motion carried.

X. COMMENTS FOR THE GOOD OF THE ORDER

(A) 406 Highway 72 West: City Administrator John Butz recalled that two weeks ago the Council awarded a bid to Maggi Construction to demolish the house at 406 Highway 72 West. The project was bid at approximately \$15,000. Before the bid award, Mr. Albert Hamilton told staff that he was working on acquiring this property as well as the property at 403 N. Park Street, both from Mr. Don Ratzlaff who currently resides in Kansas. Mr. Butz indicated that he told Mr. Hamilton that if he could demonstrate that he was purchasing the properties, the City would delay bringing the bid award to the Council. Shortly after the bid award, Mr. Hamilton advised Mr. Butz that he had an executed contract to acquire the property.

Mr. Butz apologized for not proceeding with the Council's action; however, he said it made sense if the City could avoid spending the \$15,000 and use that money to demolish other houses. Mr. Butz informed the Council that staff has given Mr. Hamilton until December 17 to finalize the purchase. He added that bids have since been opened for the demolition of 403 N. Park Street. If a demonstrated transfer of the property has not been made by December 17, Mr. Butz told Mr. Hamilton the City would proceed with the contract for demolition with Donald Maggi, Inc. Donald Maggi, Inc. is willing to give up the contract if the City finds a better way to remedy this issue.

(B) Fire Department Grant Award: Mayor Jenks announced that the City was notified today that the Rolla Fire Department was awarded a grant that will help fund six additional firefighters. This request will be submitted to the Council for approval at the December 17 meeting.

(C) Rolla Cemetery: Councilmember Williams alluded to the letter the Council recently received from Mrs. Cornick regarding the removal of certain items from her cemetery lot. Mr. Williams said the Council needs some clarification in this matter.

Mayor Jenks proposed that a citizens committee be formed to review the situation and submit their report to the Council. He said it was suggested that the other cemetery policies be reviewed. Mayor Jenks said the committee should be comprised of a couple of Councilmembers, citizens who have loved ones interred in the Rolla Cemetery and other citizens.

After some discussion, Mayor Jenks indicated that he would submit a proposed committee to the Council within the next few weeks.

X. COMMENTS FOR THE GOOD OF THE ORDER (continued)

(D) Fluoridation of Public Water Supply: Councilmember Hicks mentioned that during the past couple of meetings, a man has addressed the Council concerning the fluoridation of the public water supply. Mr. Hicks said he did some research on the matter and there appears to be some question as to health concerns about fluoridation of water. He suggested asking Rolla Municipal Utilities (RMU) to look into this matter and report to the Council.

Mr. Rodney Bourne, RMU Operations and Public Relations Coordinator, mentioned that he recently presented some information about fluoridation to the Board of Public Works from the American Waterworks Association. He said the amount of fluoride that is presented in the reports is typically over 400% of the levels that are typically found in municipal systems. For example, Rolla's water averages from about .7 to 1.3 parts per million of fluoride in the water. Mr. Bourne pointed out that fluoride is still endorsed by the American Dental Association, American Medical Association, Centers for Disease Control, and the U.S. Public Health Services. Nationwide, 70% of the population has fluoride/chlorinated made available to them. Mr. Bourne added the Healthy People 2010 Campaign from the U.S. Department of Health and Human Services set the goal of increasing that proportion up to 75% by 2010. Mr. Bourne told the Council that RMU monitors the fluoride in the water system and the Department of Natural Resources monitors it on a monthly basis.

(E) Rolla Street at Highway 72 Closure: Councilmember Jepsen asked Public Works Director Steve Hargis how much longer Rolla Street at Highway 72 would be closed.

Public Works Director Steve Hargis reported that some problems were encountered with the sanitary sewer system, which added about two weeks to the project. He estimated that Rolla Street would probably open to traffic in about three weeks.

XI. EXECUTIVE SESSION

A motion was made by Williams and seconded by Eudaly to adjourn into Executive Session pursuant to RSMo. 610.021 to discuss real estate. A roll call vote on the motion showed the following: Ayes; Morris, Walburg, Spadoni, Williams, Sibley, Eudaly, Jepsen, Barklage, Hicks, and Jordan. Nays; None. Absent; Ruck and Magdits. Motion carried.

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After a brief recess, the Council adjourned into Executive Session at approximately 7:46 p.m.

XII. EXECUTIVE SESSION ACTION

The Council reconvened into open session at approximately 8:13 p.m.

City Counselor John Beger announced that during Executive Session the Council was advised of developments pertaining to the purchase and development of certain real property within the city of Rolla. The Council took no formal action at this time.

XIII. ADJOURNMENT

Having no further business, the meeting adjourned at approximately 8:14 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

CITY CLERK

MAYOR

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