

**ROLLA CITY COUNCIL MEETING MINUTES
MONDAY, AUGUST 4, 2008
ROLLA CITY HALL COUNCIL CHAMBERS
901 NORTH ELM STREET
6:30 P.M.**

Presiding: Mayor William S. Jenks, III

Council Members in Attendance: Terry Ruck, Monty Jordan, Donald Barklage, Stan Spadoni, Susan Eudaly, Gary W. Hicks, Don Morris, Lou Magdits, Jim Williams, Rick Morris, and Donna Hawley

Council Members Absent: Mark Walburg

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

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

Mayor Jenks called the meeting to order at approximately 6:30 p.m. and asked Councilman Don Barklage to lead in the Pledge of Allegiance.

I. CONSENT AGENDA

(A) Consider Approval of the City Council Minutes: A motion was made by Williams and seconded by D. Morris to approve the consent agenda, as submitted. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

The consent agenda consisted of the following:

The minutes of the July 7, 2008, and July 21, 2008, regular and Executive Session City Council meetings.

AUGUST 4, 2008

**CITY COUNCIL MEETING MINUTES
AUGUST 4, 2008
PAGE 2**

II. PUBLIC HEARINGS

None.

III. CITIZEN COMMUNICATIONS

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

IV. ACKNOWLEDGMENTS and SPECIAL PRESENTATIONS

None.

V. REPORT OF MAYOR AND COUNCIL/REPORTS OF BOARDS AND COMMISSION/CITY DEPARTMENTS

Mayor Jenks referred the Council to **(A)** the June 2008 Rolla Municipal Utilities Monthly Report; **(B)** the June 2008 City's Cash Position and Expenditure Report; **(C)** the July 3, 2008 Rolla Board of Adjustment Meeting Minutes; **(D)** the June 25, 2008, Rolla Health & Recreation Center Advisory Committee Meeting Minutes; **(E)** The Centre FY-08 Financial Analysis, and; **(F)** the SplashZone FY-08 Financial Analysis.

VI. OLD BUSINESS

None.

VII. NEW BUSINESS

(A) Information Regarding Green Acres Area Request for 15 M.P.H. Speed Limit: Public Works Director Steve Hargis referred the Council to documentation he provided regarding available traffic calming methods. In addition, he noted that City Administrator John Butz requested information from other cities regarding 15 M.P.H. speed limits in residential areas as well as the use of portable speed bumps. Mr. Hargis pointed out that

AUGUST 4, 2008

**CITY COUNCIL MEETING MINUTES
AUGUST 4, 2008
PAGE 3**

VII. NEW BUSINESS (continued)

(A) Information Regarding Green Acres Area Request for 15 M.P.H. Speed Limit (continued): the e-mails Mr. Butz received from other communities show that 15 M.P.H. speed limits and speed bumps are rarely used. Mr. Hargis indicated that he contacted the company that does photo enforcement of speed limits and red light violations. Staff is scheduled to meet with a representative from that company on August 19 to obtain more information. If the Council wishes to provide a traffic-calming program for the Rolla citizens, Mr. Hargis said it would probably be best to develop some guidelines and standards so that each situation could be considered objectively. In an earlier memorandum to the Council, Mr. Hargis pointed out that he did not feel there was a traffic or speed problem on Green Acres Drive. He reported that a five-day speed survey was conducted and showed an average speed of 18 M.P.H. with a posted speed limit of 25 M.P.H. Mr. Hargis added that the amount of traffic on Green Acres Drive is consistent with the number of residents.

After a lengthy discussion, a motion was made by R. Morris and seconded by Hicks that an ordinance be drafted, which would reduce the speed limit on Green Acres Drive from 25 M.P.H. to 15 M.P.H. Following additional discussion, a voice vote on the motion showed eight ayes, three nays, and one absent. Motion carried.

Mr. Rodney Bourne, Rolla Municipal Utilities (RMU) Operations Coordinator, told the Council that he spoke with Mr. Don Lawson following the last Council meeting regarding the claim about an RMU vehicle speeding in the Green Acres Drive area. Since someone from the neighborhood reported the speeding to Mr. Lawson, the dates and times of the alleged speeding were not available. Mr. Bourne reported that he spoke with RMU supervisors to determine if RMU had been working in the Green Acres area. He said he was not able to get any of the supervisors to volunteer that they were in the neighborhood. Except for meter readers, the last time an RMU crew was in the neighborhood was during a power outage in mid June. Regardless, Mr. Bourne indicated that RMU took a proactive stance and asked staff not to be in neighborhoods unless necessary and not to use them for turning around. Additionally, RMU employees were cautioned about speeding.

Councilman Williams indicated that other City vehicles are violating the speed limit in some of the residential areas. He suggested that the Department Directors address this issue with their staff.

AUGUST 4, 2008

VII. NEW BUSINESS (continued)

(B) Resolution to Adopt Guidelines of Conduct for City Council: City Administrator John Butz noted that this issue surfaced a couple of months ago and Councilman Jordan asked that the Council consider adopting similar guidelines as were recently adopted by the City of Ellisville. Mr. Butz told the Council that the underscored portions of Sections two and six have been added to the proposed guidelines since the Council's preliminary review during its last meeting. Mr. Butz stated that the paragraph added to Section two virtually reflects the language contained in Robert's Rules of Order. The additional language contained in Section six was some suggested language in how the Council should deal with other area partners and community leaders. Mr. Butz indicated that someone has asked how these guidelines would be enforced. He responded that there is no direct enforcement mechanism and they are just guidelines for conduct as they imply.

After an extensive discussion, a motion was made by Barklage and seconded by Eudaly to amend the proposed "Guidelines of Conduct for the Rolla City Council" by deleting the following from Section Six – Communications: "The perception that outside entities independent of the city have is also important as well as the official interaction with outside entities. Any correspondence and interaction should be coordinated through the City Administrator in order to achieve effective communication. Any correspondence with City Department Heads should also go through the City Administrator." After further discussion, a voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

Assistant City Counselor Brendon Fox read the following proposed resolution for one reading, by title, and as amended. RESOLUTION NO. 1670: A RESOLUTION ADOPTING GUIDELINES OF CONDUCT FOR COUNCIL. A motion was made by Williams and seconded by Eudaly to approve the proposed resolution, as amended. A roll call vote on the motion showed the following: Ayes; R. Morris, Spadoni, Williams, Ruck, Eudaly, Magdits, Jordan, D. Morris, Barklage, and Hicks. Nays; Hawley. Absent; Walburg. Motion carried. The resolution passed.

VIII. CLAIMS AND/OR FISCAL TRANSACTIONS

(A) Motion to Approve the Replacement of Cardio Equipment at The Centre: Recreation Center Director Scott Caron told the Council that over the past five years, five to six pieces of cardiovascular equipment have been replaced annually. This year staff is

VIII. CLAIMS AND/OR FISCAL TRANSACTIONS (continued)

(A) Motion to Approve the Replacement of Cardio Equipment at The Centre (continued): requesting the replacement of three treadmills and two stair climbers. The cost for replacement of the equipment is \$23,645, including allowances and credits. This amount is below the budgeted amount of \$25,000.

A motion was made by Williams and seconded by D. Morris to authorize the replacement of three treadmills and two stair climbers in the Fitness Center of the Recreation Center at a cost of \$23,645. After some discussion, a voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

IX. MAYOR/CITY COUNCIL COMMENTS

(A) Discussion Regarding a Resolution of Support to Phelps County for their Efforts to Obtain a Senior Citizen Services Fund Tax: Following the presentation to Council a few weeks ago by some residents of the Rolla Apartments regarding senior citizen transportation concerns, Councilwoman Hawley indicated that she researched into what forms of transportation might be available. She told the Council that she learned that the counties of Dent, Washington, and Crawford have a senior services tax. The senior services tax would be used to defray the cost of transportation. Councilwoman Hawley explained that if the tax were \$0.05 per one hundred dollars of valuation on a house, the additional tax per year on a house assessed at \$100,000 would be about \$10 annually. Councilwoman Hawley said she was also told that because of budget constraints, some of the funding for senior citizens meals is being cut. This tax could also assist with the cost and delivery of the meals. She added there are other senior services that could be funded by this tax. Councilwoman Hawley suggested the Council consider a resolution in an effort to begin the process of supporting a senior services tax in Phelps County.

City Administrator John Butz added that he has spoken with the Missouri Department of Transportation (MoDOT) which is doing a 50/50 cost sharing in West Plains for their transportation system. He indicated, however, the City first needs to get beyond the budget process. He said that eventually a formalized process would be needed to explore senior citizen issues.

IX. MAYOR/CITY COUNCIL COMMENTS (continued)

**CITY COUNCIL MEETING MINUTES
AUGUST 4, 2008
PAGE 6**

(B) Discussion Regarding Possible Solution to the Excessive Smoke from Diesel Trucks: Councilman Ruck reported that following the last Council meeting, he received several phone calls regarding the excessive smoke emitting from diesel-powered pickup trucks. He said the trucks emit so much smoke that they are unable to see.

City Administrator John Butz said he would research the matter to see if there are any laws prohibiting this within the City limits.

Mayor Jenks indicated that staff would also check with other communities to see how they might be handling this situation.

(C) Discussion Regarding Anonymous Letters Received by the City Council: Councilwoman Eudaly noted that she has received three anonymous letters during the past month. She stated that she could not respond to a claim or problem unless there is a name on it.

Council discussion followed.

X. COMMENTS FOR THE GOOD OF THE ORDER

(A) Cameras at Intersections: Councilman Magdits questioned whether the Council should first discuss the philosophical aspects of traffic cameras before Public Works Director Steve Hargis meets with the company that provides them.

Mayor Jenks said the only comment he has is that the use of cameras at intersections is being legally challenged in some communities.

Discussion followed with no action taken.

(B) Walgreens Construction (continued): Councilman Hicks commented that the City has done a good job in the construction of Ridgeview Road. He noted, however, that he has not seen much work being done at Walgreens.

Councilman Williams pointed out that work resumed at Walgreens today. He added that Walgreens experienced a minor problem with the flooring concrete.

XI. EXECUTIVE SESSION

AUGUST 4, 2008

CITY COUNCIL MEETING MINUTES
AUGUST 4, 2008
PAGE 7
None.

XII. ADJOURNMENT

Having no further business, the meeting adjourned at approximately 8:02 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

CITY CLERK

MAYOR

AUGUST 4, 2008