

**SPECIAL ROLLA CITY COUNCIL MEETING MINUTES  
MONDAY, MARCH 26, 2012; 5:30 P.M.  
ROLLA CITY HALL COUNCIL CHAMBERS  
901 NORTH ELM STREET**

**Presiding:** Mayor William S. Jenks, III

**Council Members in Attendance:** Monty Jordan, Greg Sawyer, Susan Eudaly, Gary Hicks, Don Morris, Jim Williams, and Carrolyn Bolin

**Council Members Absent:** William Lindgren, Jr., Stan Spadoni, Lou Magdits, Tony Bahr, and Fran Mazanec

**Department Directors in Attendance:** Public Works Director Steve Hargis and Police Chief Mark Kearse

**Other City Officials in Attendance:** City Administrator John Butz, Assistant Public Works Director Gary Heavin, and City Clerk Carol Daniels

**Others in Attendance:** Ms. Melanie Bell from Representative Jo Ann Emerson's Office, Project Coordinator Anne McClay, Sewer Collections Superintendent Dennis Cook, Wastewater Superintendent Allen McNece

Mayor William S. Jenks, III, called the meeting to order at 5:38 p.m.

**I. Motion to Approve Grant Agreement with Missouri Department of Public Safety – Statewide Interoperability:** Police Chief Mark Kearse addressed the Council concerning the Statewide Interoperability grant agreement through the Missouri Department of Public Safety. He noted there are two contracts and the first is for \$187,283 with the Office of Homeland Security and Grants and Training. These funds would be used to purchase the needed equipment in order to make the transition. Chief Kearse explained the second grant is for equipment the State is willing to give to the City for approximately \$187,000. He said the total award would be just over \$371,000. Chief Kearse pointed out the cost of the sirens for about \$20,000 is included in the grant. He said everything the City requested is included in the grant. The City would be responsible for the FCC licensing costs of about \$1,200. Chief Kearse informed the Council the grant money must be spent by June 15, 2012. After a brief discussion, a motion was made by Morris and seconded by Bolin to authorize the Mayor to sign the subject contracts. A voice vote on the motion showed seven ayes, zero nays, and five absent. Motion carried.

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**II. Overview of DNR/EPA Clean Water Act Regulations; Impact on Rolla:** Mr. Floyd Gilzow, Director of the Missouri Public Utility Alliance (MPUA), provided an extensive overview of the statewide impact of the Department of Natural Resources (DNR) and Environmental Protection Agency (EPA) Clean Water Act regulations, as outlined in the attached copy of his PowerPoint presentation.

Councilman Williams stressed that the Department of Natural Resources (DNR) and the Environmental Protection Agency (EPA) are totally out of control with the unfunded mandates. He told Ms. Melanie Bell, representing Congresswoman Jo Ann Emerson's office, that Ms. Emerson should be forceful about this. This has been going on for too long and these small towns cannot afford it.

Mayor Jenks added there are twenty unfunded Federal mandates and he has sent a letter to Rolla's three federally elected officials expressing Rolla's concerns.

Ms. Bell informed the Council that last year the House passed over thirty bills addressing this over reach of the EPA and they are trying to pull back on the over regulation. The Senate has yet to take up even one of these bills. Ms. Bell said Congresswoman Emerson is very much aware of this. Last year alone the EPA imposed about \$140 billion worth of regulations on our farmers and small businesses, which is too much. Ms. Bell commented she is here to hear the Council's concerns and comments.

**III. Overview of City's Municipal Separate Storm System (MS4) Permit Requirements:** City Project Coordinator Anne McClay provided an extensive overview of the mandates, deadlines and laws relating to storm water compliance as outlined in the attached copy of her PowerPoint presentation.

Ms. McClay also provided an overview of the Reforest Rolla Program. She said the idea behind the program is to use trees to help achieve some of the post construction runoff control.

Public Works Director Steve Hargis said cities the size of Rolla are going to be looking at EPA audits in the near future. He informed the Council there is no funding available for all the activities the City is doing. Mr. Hargis relayed that some communities are looking at a concept called "storm water utility" where you pay a fee every month to the City based on how much impervious area you have on your particular site. A homeowner would be charged a small fee, and a business like Wal-Mart, which has pavement and a roof area, would be charged a large fee. Mr. Hargis told the Council a Storm Water

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**III. Overview of City's Municipal Separate Storm System (MS4) Permit Requirements (continued):** Compliance and Facility Plan, which would be prepared for the City by a consultant, would probably be requested in next year's budget. He said the City is going to reach a point where our resources are not going to be adequate.

**IV. Rolla Wastewater System – Regulatory Compliance Initiatives:** Public Works Director Steve Hargis introduced Mr. Mike Kalis, HDR Engineering and Mr. Jeff Medows, Archer Engineering. Mr. Hargis told the Council a compliance plan would need to be submitted to DNR by May 5. He said the plan would first be submitted to the City Council for consideration at its April 16 meeting. Mr. Kalis and Mr. Medows then provided an extensive overview of the City's wastewater treatment system and the regulations affecting Rolla, such as disinfection and bypass elimination.

Public Works Director Steve Hargis told the Council the City's current sewer user rate is \$4.00 per 1,000 gallons with \$0.42 going to the General Fund, \$1.43 to the Collection System, and \$2.15 for treatment. He said a large part of the treatment costs are used to pay off three different loans for treatment plant improvements. Mr. Hargis reported the City is still making payments on the peak flow clarifiers that will be going out of service next year. He said staff is anticipating rates increasing over the next two years to \$4.80 per 1,000 gallons with \$0.50 to the General Fund, \$1.73 to the Collection System, and \$2.57 for treatment costs.

Mr. Hargis said that next month staff would be presenting to the Council the bypass elimination plan for approval, which would then be submitted to the DNR.

**V. Executive Session**

A motion was made by Hicks and seconded by Morris 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; Hicks, Jordan, Williams, Bolin, Eudaly, Sawyer, and Morris. Nays; None. Absent; Magdits, Lindgren, Bahr, Mazanec, and Spadoni. Motion carried.

The Council adjourned into Executive Session at approximately 8:18 p.m.

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**VI. Executive Session Action:**

The Council reconvened into open session at approximately 8:37 p.m.

Mayor Jenks reported that during Executive Session the Council discussed an ongoing real estate matter and no Council action was taken.

**VII. Adjournment**

Having no further business, the meeting adjourned at approximately 8:38 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

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CITY CLERK

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MAYOR

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