

**ROLLA CITY COUNCIL MEETING MINUTES
MONDAY, FEBRUARY 4, 2013; 6:30 P.M.
ROLLA CITY HALL COUNCIL CHAMBERS
901 NORTH ELM STREET**

Presiding: Mayor William S. Jenks, III

Council Members in Attendance: William Lindgren, Jr., Monty Jordan, Greg Sawyer, Steven Leonard, Susan J. Eudaly, Lou Magdits, Jim Williams, Carrolyn Bolin, and Tony Bahr

Council Members Absent: Kelly Long, Don Morris, and Fran Mazanec

Department Directors in Attendance: Parks and Recreation Director Scott Caron, Community Development Director John Petersen, Fire Chief Robert Williams, Police Chief Mark Kearse, Environmental Services Director Brady Wilson, and Public Works Director Steve Hargis

Other City Officials in Attendance: City Administrator John Butz, City Counselor Lance Thurman, Communications Director Scott Grahl, and City Clerk Carol Daniels

Mayor William S. Jenks, III called the meeting to order at approximately 6:30 p.m. and asked a member of the Rolla Ministerial Alliance to give the invocation.

Following the invocation, Councilman Monty Jordan led in the Pledge of Allegiance.

Mayor Jenks announced that two items have been added to the Council meeting agenda. He noted the first item is a special presentation from Rolla's local conservation agent.

III. ACKNOWLEDGMENTS AND SPECIAL PRESENTATIONS

(A) Urban Wildlife Management: Missouri Conservation Agent Mr. Darrin Wood introduced Mr. Jason Sumners, who is a deer biologist with the Department of Conservation. Mr. Sumners provided the Council with some of the Conservation Department's guidelines pertaining to urban deer management. He pointed out the Conservation Department's policy states, "On public and private lands, the Missouri Department of Conservation serves as a technical advisor to individuals and communities where urban deer populations require management." In speaking with Mr. Wood, Mr. Sumner indicated it does not appear urban deer populations are a problem in Rolla, but taking a proactive step is certainly good.

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III. ACKNOWLEDGMENTS AND SPECIAL PRESENTATIONS (continued)

(A) Urban Wildlife Management (continued): Mr. Sumner informed the Council that the Conservation Department's recommendation for harvesting deer inside the city limits is to simply alter the City's ordinances that allow the discharge of archery equipment. He noted this seems to be the most effective and safest way to at least allow folks to take deer on their property. Mr. Sumner indicated the City could require a training session or proof of training before allowing anyone to hunt. If the City chooses to amend its ordinance, City Counselor Lance Thurman stated he would strongly recommend a requirement for training. When asked how a community would determine if they have a deer problem, Mr. Sumner said there would be reports of vehicle accidents involving deer, in addition to shrub and garden damage. Mr. Wood and Mr. Sumner also addressed comments from the Council about armadillo problems, and sightings of foxes, bobcats, and bears inside the city limits. Mr. Wood informed the Council that homeowners have a right to trap animals that are causing damage to their property. However, he said he would prefer they be put down rather than released at Little Prairie Lake or another area. He just asked that the residents call the Conservation Department and report that they have been taken.

I. CONSENT AGENDA

A motion was made by Williams and seconded by Lindgren to approve the consent agenda as submitted. A voice vote on the motion showed nine ayes, zero nays, and three absent. Motion carried.

The consent agenda consisted of the following:

(A) Approval of the Rolla City Council Minutes for the following:

- 1) Rolla City Council Meeting – January 7, 2013
- 2) Rolla City Council Executive Session Meeting – January 7, 2013
- 3) Rolla City Council Meeting – January 22, 2013
- 4) Rolla City Council Executive Session Meeting – January 22, 2013

II. PUBLIC HEARINGS

None.

III. ACKNOWLEDGMENTS AND SPECIAL PRESENTATIONS

(A) Urban Wildlife Management: This item was considered above, immediately following the invocation.

IV. REPORT OF MAYOR and COUNCIL/REPORTS OF BOARDS AND COMMISSIONS/CITY DEPARTMENTS

Mayor Jenks referred the Council to (A) the December 2012 Centre FY-2013 Financial Analysis; (B) the December 19, 2012, Parks and Recreation Commission Meeting Minutes; (C) the December 2012, Rolla Municipal Utilities Monthly Report; (D) the December 20, 2012, Rolla Board of Public Works Meeting Minutes, and; (E) the January 8, 2013, Preliminary Minutes of the Planning and Zoning Commission meeting.

V. OLD BUSINESS

(A) Ordinance to Approve Changes to Chapter 42 of the Rolla City Code Pertaining to Sign Regulations: Community Development Director John Petersen provided a brief overview of the proposed changes to Chapter 42 of the Rolla City Code pertaining to sign regulations. The Planning and Zoning Commission recommend approval of the subject ordinance.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4067: AN ORDINANCE AMENDING CHAPTER 42 OF THE ROLLA CITY CODE, ARTICLE III, KNOWN AS THE PLANNING AND ZONING CODE, BY AMENDING CERTAIN PROVISIONS AND BY ENACTING NEW REGULATIONS. A motion was made by Williams and seconded by Bolin to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Williams, Jordan, Bahr, Eudaly, Bolin, Leonard, Sawyer, Magdits, and Lindgren. Nays; None. Absent; Mazanec, Long, and Morris. Motion carried. The ordinance passed.

VI. (None).

VII. NEW BUSINESS

(A) Ordinance Repealing Section 18-14(c) of the Rolla City Code and Enacting a New Section in Lieu Thereof Pertaining to Special Residential Collections:

Environmental Services Director Brady Wilson told the Council that for several years the City has provided a free city-wide cleanup event on a semi-annual basis for residents.

Historically, the citywide cleanups are held once in the spring and again in the fall. Mr. Wilson informed the Council over the past five years the volume being collected has been steadily decreasing. He said staff feels that with the reduction in tonnage the citywide cleanups could be scaled back by providing them only once a year during the spring. Mr. Wilson indicated this would save the City between \$6,000 and \$7,000 annually. He reported the Refuse Service Review Board discussed this matter and they were in support of eliminating the fall citywide cleanup.

After some discussion, City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE NO. 4068: AN ORDINANCE REPEALING SECTION 18-14 (c) OF THE GENERAL ORDINANCES OF THE CITY OF ROLLA, MISSOURI KNOWN AS THE CODE OF THE CITY OF ROLLA, MISSOURI, AND ENACTING A NEW SECTION IN LIEU THEREOF PERTAINING TO RESIDENTIAL REFUSE COLLECTIONS. A motion was made by Williams and seconded by Lindgren to suspend the rules and the ordinance be read for its final reading, by title. A voice vote on the motion showed nine ayes, zero nays, and three absent. Motion carried. Mr. Thurman then read the proposed ordinance for its final reading, by title. A motion was made by Williams and seconded by Eudaly to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Bolin, Leonard, Williams, Lindgren, Magdits, Jordan, Sawyer, Eudaly, and Bahr. Nays; None. Absent; Mazanec, Long, and Morris. Motion carried. The ordinance passed.

(B) Possible Naming Rights – Highway 72 as Mel Carnahan Highway: In response to a request several weeks ago from Councilman Lindgren about the possibility of dedicating a portion of Highway 72 as Mel Carnahan Highway, City Administrator John Butz referred the Council to the regulations and application, included in the agenda materials, from the Missouri Department of Transportation (MoDOT). He pointed out the City is not requesting a legal changing of the street name, rather an overlay naming, such as has been done along Tenth Street for Mr. Don Castleman. Mr. Butz explained the process involves completing an application, a fee of \$2,400, and a petition signed by 100 proponents. Mr. Butz stated a group of citizens or the City could initiate this process. Unless the City wishes to go through the legislative process, it is a simple procedure.

VII. NEW BUSINESS (continued)

(B) Possible Naming Rights – Highway 72 as Mel Carnahan Highway (continued):

After Council discussion, Councilman Lindgren indicated he would do some groundwork before further consideration.

(C) Review of ETC Citizen Attitude Survey: City Administrator John Butz told the Council the City is embarking on its Direction Finder Survey, which the City has been periodically doing for at least the past ten years. This survey is very effective and staff frequently uses it in priority setting and strategic planning. Mr. Butz said the same basic questions have been asked every other year for at least the past ten years. Additionally, the City gets the opportunity to ask between three to five local questions. He noted the local questions are listed on pages VII. C.5. and VII. C.6. of the agenda materials. Mr. Butz mentioned that earlier he sent a draft of the local questions to the Council for their feedback.

During the discussion that followed the Council suggested streamlining the local questions to one or two sentences. Mr. Butz indicated he would relay to ETC Leisure Vision the recommended changes and forward copies of the updated surveys to the Council.

(D) Rolla National Airport Industrial Park Covenants: Mayor Jenks indicated this item has been added to tonight's agenda.

City Administrator John Butz prefaced his comments by saying he is not asking the Council to approve any covenants at this meeting and staff is excited about the Brewer Science project that is going forward at the Rolla National Airport. He explained the question surfaced about what the City plans to do with the adjacent properties at the Airport. Mr. Butz noted that Brewer Science is going to make a wonderful investment at the Airport and a second industry plans to make an investment there. He suggested the City determine what types of things the City would allow on the Airport property such as setback requirements, outdoor storage requirements, paved parking areas, fencing, etc. Mr. Butz pointed out that many of these issues are addressed in the City's zoning ordinance, but since the Airport is not located within the city's limits, they do not pertain to Airport property. Mr. Butz said Brewer Science is interested in knowing whether the City anticipates placing covenants on the Airport and if the City was working toward or in a position to endorse the idea of placing covenants. Mr. Butz informed the Council that the Federal Aviation Administration (FAA) and the Missouri Department of Transportation (MoDOT) want covenants to be placed on the Airport. He noted the City

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VII. NEW BUSINESS (continued)

(D) Rolla National Airport Industrial Park Covenants (continued): is required to obtain FAA and MoDOT approval for building projects at the Airport. Mr. Butz said the problem is how do we come up with what are going to be reasonable covenants that are going to work for us, and who is going to oversee the covenants? Mr. Butz referred the Council to a sample of the 1970 version of covenants the Rolla Community Development Corporation (RCDC) imposed at the HyPoint Industrial Park. He said staff believes the Brewer Science agreement will be executed this week, but the Council was asked by Brewer Science to see if Rolla is interested in putting these kinds of reasonable regulations that would still make this property, as it develops, look like a quality industrial park rather than just agricultural land. Mr. Butz said he is not asking for a lot of detail or for any vote or approval at this meeting. He indicated he just needs some feedback and consensus.

No formal action was taken, but the Council appeared to agree that some type of covenants were needed for the Airport property. Mr. Butz indicated he would obtain samples of various covenants and report to the Council.

VIII. CLAIMS and/or FISCAL TRANSACTIONS

(A) Motion to Award Bid for Twenty-Three Remington Shotguns: Police Chief Mark Kears reported that bids were recently opened for the purchase of 23 new shotguns. The sole bidder was OMB Guns for a total of \$17,135. He informed the Council that the Police Department currently has 14 shotguns. Since the Police Department has 37 commissioned officers, Chief Kears recommended purchasing 23 shotguns so all commissioned officers would be equipped with a shotgun. Additionally, Chief Kears informed the Council that staff plans to use the \$10,000 budgeted in the Capital Equipment Account and take the remaining \$7,135 from the Seizures and Forfeitures Fund. A motion was made by Williams and seconded by Bolin to award the bid for the purchase of 23 new shotguns to the sole bidder, OMB Guns, for a total of \$17,135. After some discussion, a voice vote on the motion showed nine ayes, zero nays, and three absent. Motion carried.

IX. CITIZEN COMMUNICATION

(A) Open Citizen Communication: Mayor Jenks opened the floor to anyone wishing to address the Council.

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IX. CITIZEN COMMUNICATION (continued)

(A) Open Citizen Communication: (continued): (1) Mr. Joel Hey, President of the Rolla Christian Campus Fellowship, invited the Council to attend an event to help bring awareness to human trafficking. The event will be held on February 28, 2013, at 7 p.m., in the St. Pat's Room at the Havener Center. Mr. Hey reported that 600 to 700 Missouri S&T students are expected to attend this event. He added that a guest speaker from the International Justice Mission, a non-profit organization, would be sharing information about human trafficking in our world today. Mr. Hey encouraged the Council to attend this event.

(2) Mr. Bob Stewart, 1308 Hillview Drive, asked the Council if they saw an article that was published in the *Rolla Daily News* last week. He noted the article mentioned that two reports stated that fluoride was making children dumber and pointed out the hazards of fluoride to other people. Additionally, the article stated that in 1999 the U.S. EPA condemned toxic fluoride in drinking water. Mr. Stewart said if fluoride is making children dumber and making people sick, it looks like it is illegal.

No one else present addressed the Council.

X. MAYOR/CITY COUNCIL COMMENTS

(A) Reappointment of Mr. Terry Harris to the Tax Increment Financing (TIF) Commission: A motion was made by Eudaly and seconded by Bolin to reappoint Mr. Terry Harris to the Tax Increment Financing (TIF) Commission with his term expiring February 2017. A voice vote on the motion showed nine ayes, zero nays, and three absent. Motion carried.

(B) Reappointment of Mr. Monte Shields to the Planning and Zoning Commission: A motion was made by Sawyer and seconded by Williams to reappoint Mr. Monte Shields to the Planning and Zoning Commission with his term expiring February 2017. A voice vote on the motion showed nine ayes, zero nays, and three absent. Motion carried.

XI. COMMENTS FOR THE GOOD OF THE ORDER

(A) Tuesday, February 19, 2013, Rolla City Council Meeting: Due to the Presidents Day Holiday on Monday, February 18, 2013, Mayor Jenks announced the next City Council meeting would be held on Tuesday, February, 19, 2013.

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XII. EXECUTIVE SESSION

None.

XIII. ADJOURNMENT

Having no further business, the meeting adjourned at 7:52 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

CITY CLERK

MAYOR

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