

**ROLLA CITY COUNCIL MEETING MINUTES
MONDAY, APRIL 1, 2013; 6:30 P.M.
ROLLA CITY HALL COUNCIL CHAMBERS
901 NORTH ELM STREET**

Presiding: Mayor William S. Jenks, III

Council Members in Attendance: Greg Sawyer, Steven Leonard, Kelly Long, Susan J. Eudaly, Don Morris, Lou Magdits, Jim Williams, Carrolyn Bolin, Tony Bahr, and Fran Mazanec

Council Members Absent: William Lindgren, Jr. and Monty Jordan

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, Public Works Director Steve Hargis, and Finance Director Steffanie Rogers

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

Mayor William S. Jenks, III called the meeting to order at approximately 6:33 p.m. and asked Councilwoman Susan Eudaly to lead in the Pledge of Allegiance.

I. CONSENT AGENDA

A motion was made by Williams and seconded by Bolin to approve the consent agenda as submitted. A voice vote on the motion showed ten ayes, zero nays, and two 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 – March 4, 2013
- 2) Rolla City Council Executive Session Meeting – March 4, 2013
- 2) Rolla City Council Meeting – March 18, 2013
- 3) Rolla City Council Executive Session Meeting – March 18, 2013

II. PUBLIC HEARINGS

None.

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III. ACKNOWLEDGMENTS AND SPECIAL PRESENTATIONS

(A) MoDOT's "On the Move" Initiative: Mr. Preston Kramer, Meramec Area Engineer with the Missouri Department of Transportation (MoDOT), addressed the Council pertaining to MoDOT's "On the Move" initiative. He informed the Council that the Federal Highway Commission requires all state transportation departments to update their 20-year plans. Mr. Kramer explained the "On the Move" initiative is a statewide effort to receive direction on transportation priorities across the state from the public and MoDOT is hosting 16 listening sessions across the state. He indicated that in the fall of 2013, the information obtained from the listening sessions would be compiled and MoDOT will issue a report that can be viewed by the public. This report will be used to update MoDOT's 20-year plan. Mr. Kramer encouraged the Council and citizens to visit the www.onthemove@modot.mov.gov website and participate in the forum.

City Administrator John Butz expressed his appreciation to Mr. Kramer for his tremendous cooperation with the City of Rolla.

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

Mayor Jenks referred the Council to (A) the February 2013 Centre Financial Analysis; (B) the March 12, 2013, Preliminary Minutes of the Planning and Zoning Commission meeting; (C) the February 26 2013, Development Review Committee Meeting minutes, and; (D) the March 7, 2013, Rolla Board of Adjustment Meeting minutes.

V. OLD BUSINESS

None.

VI. NEW BUSINESS

(A) Ordinance Changing the Street Name of St. John's Parkway to Mercy Parkway (Mercy Medical Center): Community Development Director John Petersen informed the Council that no objections or comments were received regarding the proposed name change of St. John's Parkway to Mercy Parkway, following publication of the resolution approved by the City Council several weeks ago. He asked the Council to consider the first and final readings of the proposed ordinance that would officially authorize the name change.

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VI. NEW BUSINESS (continued)

(A) Ordinance Changing the Street Name of St. John's Parkway to Mercy Parkway (Mercy Medical Center) (continued): City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. **ORDINANCE NO. 4078: AN ORDINANCE TO CHANGE THE STREET NAME FROM ST. JOHN'S PARKWAY TO MERCY PARKWAY (MERCY MEDICAL CENTER).** A motion was made by Eudaly and seconded by Morris to suspend the rules and that the ordinance be read for its final reading, by title. A voice vote on the motion showed ten ayes, zero nays, and two 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 Morris to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Sawyer, Eudaly, Bahr, Leonard, Mazanec, Williams, Magdits, Long, Morris, and Bolin. Nays; None. Absent; Lindgren and Jordan. Motion carried. The ordinance passed.

(B) Ordinance Authorizing the Mayor to Execute a Grant Award Contract with the State of Missouri Office of Homeland Security for Communications Vehicle Upgrades/Update: Fire Chief Robert Williams reported that on March 13, 2013, the Rolla City Fire Department was awarded a grant for \$41,166.67 for upgrades and improvements to the mobile command post. He explained this money came from 2010 Homeland Security training monies, which were unspent. Chief Williams explained the improvements would upgrade the satellite and computer systems, monitors and some of the telephone systems. He pointed out this is funded 100% by the State. Chief Williams asked the Council to consider the first and final readings of the subject ordinance at this meeting.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. **ORDINANCE NO. 4079: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A GRANT AWARD CONTRACT BY AND BETWEEN THE CITY OF ROLLA, MISSOURI, AND THE STATE OF MISSOURI, OFFICE OF HOMELAND SECURITY FOR COMMUNICATIONS VEHICLE UPGRADES/UPDATES.** A motion was made by Eudaly and seconded Sawyer to suspend the rules and that the ordinance be read for its final reading, by title. A voice vote on the motion showed ten ayes, zero nays, and two 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 Morris to approve the proposed ordinance.

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VI. NEW BUSINESS (continued)

(B) Ordinance Authorizing the Mayor to Execute a Grant Award Contract with the State of Missouri Office of Homeland Security for Communications Vehicle Upgrades/Update (continued): A roll call vote on the motion showed the following: Ayes; Morris, Bolin, Leonard, Williams, Bahr, Magdits, Mazanec, Sawyer, Eudaly, and Long. Nays; None. Absent; Lindgren and Jordan. Motion carried. The ordinance passed.

(C) Ordinance Authorizing the Mayor to Execute a Combined Operational Assistance & Voluntary Cooperation Agreement with the Missouri S&T Police Department: Police Chief Mark Kearsse told the Council there has been a longstanding verbal agreement between the Missouri S&T Police Department and the Rolla Police Department regarding mutual aid assistance. At the recommendation of the University's auditors, a written agreement is being requested. Chief Kearsse said staff recommends approval of this request.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE NO. 4080: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI, TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, A COMBINED OPERATIONAL ASSISTANCE AND VOLUNTARY COOPERATION AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI, FOR ITS POLICE DEPARTMENT AND THE CURATORS OF THE UNIVERSITY OF MISSOURI ON BEHALF OF THE MISSOURI UNIVERSITY OF SCIENCE AND TECHNOLOGY FOR ITS POLICE DEPARTMENT. A motion was made by Williams and seconded by Morris to suspend the rules and that the ordinance be read for its final reading, by title. A voice vote on the motion showed ten ayes, zero nays, and two 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 Bolin to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Long, Bahr, Williams, Leonard, Eudaly, Sawyer, Magdits, Bolin, Morris, and Mazanec. Nays; None. Absent; Lindgren and Jordan. Motion carried. The ordinance passed.

(D) Ordinance to Approve the Memorandum of Lease – Brewer Science: City Administrator John Butz explained that when Brewer Science was doing its due diligence on their financing, the finance companies wanted to have the assurance that there is proper notice given by recording of the lease. Rather than recording the entire lease, the subject Memorandum of Lease, by reference, puts everyone on notice and is recorded with the property and the key components of the lease. Mr. Butz indicated our legal

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VI. NEW BUSINESS (continued)

(D) Ordinance to Approve the Memorandum of Lease – Brewer Science (continued): counsel and Brewer Science’s legal counsel prepared the document and they have asked the Council to consider the first and final readings of the proposed ordinance at this meeting.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE No. 4081: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, A MEMORANDUM OF LEASE BY AND BETWEEN THE CITY OF ROLLA, MISSOURI, TERLA, INC., AND BREWER SCIENCE, INC. A motion was made by Eudaly and seconded by Sawyer to suspend the rules and that the ordinance be read for its final reading, by title. A voice vote on the motion showed ten ayes, zero nays, and two 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 Morris to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Eudaly, Magdits, Williams, Bahr, Bolin, Long, Mazanec, Sawyer, Morris, and Leonard. Nays; None. Absent; Jordan and Lindgren. Motion carried. The ordinance passed.

(E) Ordinance Authorizing the Mayor to Execute the EDA Grant Agreement – Airport Infrastructure Improvements: City Administrator John Butz reported the City received official notice dated March 12, 2013, that the Economic Development Administration (EDA), under the Department of Commerce, awarded the City a grant of \$1,044,248. This grant is leveraged with the City’s local investment and cost share of \$1,345,271 all geared toward the Rolla National Airport infrastructure improvements. Mr. Butz said the City was committing to Brewer Science to do the basic infrastructure plus the water tower. He noted this grant allows the City to do the full sewer treatment element, which will accommodate future expansions.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE NO. 4082: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A FINANCIAL ASSISTANCE AWARD BY AND BETWEEN THE CITY OF ROLLA, MISSOURI, AND THE U.S. DEPARTMENT OF COMMERCE ECONOMIC DEVELOPMENT ADMINISTRATION FOR ROLLA NATIONAL AIRPORT INFRASTRUCTURE IMPROVEMENTS. A motion was made by Sawyer and seconded by Eudaly to suspend the rules and that the ordinance be read

VI. NEW BUSINESS (continued)

(E) Ordinance Authorizing the Mayor to Execute the EDA Grant Agreement – Airport Infrastructure Improvements (continued): for its final reading, by title. A voice vote on the motion showed ten ayes, zero nays, and two 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 Bolin to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Bahr, Leonard, Bolin, Williams, Mazanec, Sawyer, Magdits, Long, Eudaly and Morris. Nays; None. Absent; Jordan and Lindgren. Motion carried. The ordinance passed.

City Administrator John Butz thanked the Meramec Regional Planning Commission and Integrity Engineering for their assistance in the grant process.

(F) Motion to Renew Listing with Re/Max for Lots 583 and 584 Sycamore Drive: City Administrator John Butz recalled the City selected Re/Max in 2009 to market the lots at 583 and 584 Sycamore Drive. The listing has expired and staff recommends extending the listing for another twelve months through March 31, 2014. A motion was made by Williams and seconded by Morris to renew the listing for lots 583 and 584 Sycamore Drive until March 31, 2014, with Re/Max. A voice vote on the motion showed ten ayes, zero nays, and two absent. Motion carried.

(G) Ordinance Authorizing the Mayor to Execute a Grant Agreement for Airport Pavement Improvements: Public Works Director Steve Hargis explained the first ordinance pertains to the grant agreement with the State and the following ordinance would approve the contract to do the inspection services. He said plans are to seal coat Runway 4-22 and to micro-surface the main apron area. Mr. Hargis informed the Council that these two projects, including the engineering, would total about \$461,977. The City's portion of the project is 5% or \$23,099. Mr. Hargis asked the Council to consider the first and final readings of the subject ordinance.

After a brief discussion, City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE NO. 4083: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, A CERTAIN AVIATION PROJECT SUPPLEMENTAL AGREEMENT NUMBER ONE BETWEEN THE CITY OF ROLLA, MISSOURI, AND THE MISSOURI HIGHWAY AND TRANSPORTATION COMMISSION. A motion was made by Eudaly and seconded by Bolin to suspend the rules and that the ordinance be read for its final reading, by title. A voice vote on the motion showed ten ayes, zero nays, and two absent. Motion carried.

VI. NEW BUSINESS (continued)

(G) Ordinance Authorizing the Mayor to Execute a Grant Agreement for Airport Pavement Improvements (continued): Mr. Thurman then read the proposed ordinance for its final reading, by title. 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; Leonard, Mazanec, Bolin, Williams, Bahr, Magdits, Morris, Long, Eudaly and Sawyer. Nays; None. Absent; Lindgren and Jordan. Motion carried. The ordinance passed.

(H) Ordinance Authorizing the Mayor to Execute a Supplemental Agreement with Jviation for Airport Pavement Improvements: Public Works Director Steve Hargis indicated the subject ordinance would authorize the Mayor to execute an agreement with the consultants, Jviation, to do the inspection work on the improvements at the Rolla National Airport.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE NO. 4084: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, A CERTAIN AVIATION PROJECT CONSULTANT SUPPLEMENTAL AGREEMENT NUMBER ONE BETWEEN THE CITY OF ROLLA, MISSOURI AND JVIATION, INC. A motion was made by Williams and seconded by Sawyer to suspend the rules and that the ordinance be read for its final reading, by title. After a brief discussion, a voice vote on the motion showed ten ayes, zero nays, and two 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 Bolin to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Williams, Bahr, Eudaly, Bolin, Leonard, Mazanec, Sawyer, Magdits, Long, and Morris. Nays; Jordan and Lindgren. Motion carried. The ordinance passed.

VII. CLAIMS and/or FISCAL TRANSACTIONS

(A) Motion to Authorize the Purchase of ESRI Software Upgrade – Sewer System Mapping: Public Works Director Steve Hargis told the Council the subject software upgrade was budgeted in the 2013 fiscal year budget. Additionally, he noted that EJ Equipment is the authorized QUES sole source provider. Mr. Hargis explained this software would allow staff to import all the data that is being collected from the field crews and sewer TV truck, which would then be entered into the GIS and make the

VII. CLAIMS and/or FISCAL TRANSACTIONS (continued)

(A) Motion to Authorize the Purchase of ESRI Software Upgrade – Sewer System Mapping (continued): information available to anyone who is on the network. A motion was made by Williams and seconded by Bolin to authorize the purchase of ESRI GIS software upgrade from EJ Equipment for \$17,490. A voice vote on the motion showed ten ayes, zero nays, and two absent. Motion carried.

VIII. CITIZEN COMMUNICATION

(A) Benchmark Healthcare of Rolla: Mr. Michael O’Dea, Executive Director of Benchmark Healthcare, 1200 McCutchen Drive, Rolla, Missouri, previously known as Helia Healthcare and Heritage Park, addressed the Council. He noted that in the summer of 2011 through a wide variety of events, the facility was de-certified, which means it was on a national watch for not providing good care. Mr. O’Dea said he was hired in March 2012, to help improve the facility. He reported that in July 2012, the facility was re-awarded its Medicaid certification. When the facility was taken over by Benchmark Healthcare, a \$2 million renovation was undertaken. Mr. O’Dea reported that as of today, April 1, 2013, Benchmark Healthcare is within 30 days of being 100% Medicare certified.

Mr. O’Dea thanked the community for bearing with them. He said the City has been very good to them during the renovation process and Benchmark is very excited to be a vibrant part of the community.

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

No one present addressed the Council.

IX. MAYOR/CITY COUNCIL COMMENTS

(A) Motion to Appoint Ms. Amy Koenig to the Library Board to Complete the Unexpired Term of Ms. Carol Moorkamp (May 2014): A motion was made by Eudaly and seconded by Sawyer to appoint Ms. Amy Koenig to the Library Board to complete the unexpired term of Ms. Carol Moorkamp (May 2014). A voice vote on the motion showed ten ayes, zero nays, and two absent. Motion carried.

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X. COMMENTS FOR THE GOOD OF THE ORDER

(A) April 2, 2013, Election: Mayor Jenks reminded everyone to vote in tomorrow's General Municipal Election. He said it is our heritage and responsibility as a citizen to vote.

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; Mazanec, Bolin, Leonard, Williams, Long, Magdits, Morris, Sawyer, Eudaly, and Bahr. Nays; None. Absent; Lindgren and Jordan. Motion carried.

The Council adjourned into Executive Session at approximately 7:37 p.m.

XII. EXECUTIVE SESSION ACTION

The Council reconvened into open session at approximately 8:30 p.m.

City Counselor Lance Thurman reported that during Executive Session, the City Council discussed real estate matters and no final action was taken.

XIII. ADJOURNMENT

Having no further business, the meeting adjourned at 8:31 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

CITY CLERK

MAYOR

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