

**ROLLA CITY COUNCIL MEETING MINUTES  
MONDAY, AUGUST 4, 2014; 6:30 P.M.  
ROLLA CITY HALL COUNCIL CHAMBERS  
901 NORTH ELM STREET**

**Presiding:** Mayor Louis J. Magdits, IV

**Council Members in Attendance:** Jonathan Hines, Monty Jordan, Greg Sawyer, Matthew Miller, Kelly Long, Susan J. Eudaly, Don Morris, Stephen Bowles, Jim Williams, Brian Woolley, Tony Bahr, and Walt Bowe

**Department Directors in Attendance:** Fire Chief Robert Williams, Community Development Director John Petersen, Environmental Services Director Brady Wilson, Parks and Recreation Director Scott Caron, Police Chief Mark Kearse, 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 Magdits called the meeting to order at approximately 6:30 p.m. and asked Ms. Debra Shantz Hart to give the invocation. Following the invocation, Councilman Jim Williams led in the Pledge of Allegiance.

Mayor Magdits announced the agenda has been amended to remove Closed Session.

**I. CONSENT AGENDA**

A motion was made by Williams and seconded by Bowles to approve the consent agenda as submitted. A voice vote on the motion showed twelve ayes, zero nays, and zero absent. Motion carried. The consent agenda consisted of the following:

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

- 1) City Council Meeting – July 7, 2014
- 2) City Council Workshop – July 17, 2014
- 3) Special City Council Meeting – July 21, 2014
- 4) City Council Closed Session Meeting – July 21, 2014
- 5) City Council Meeting – July 21, 2014

**II. PUBLIC HEARINGS**

None.

**AUGUST 4, 2014**

**COUNCIL MEETING MINUTES  
AUGUST 4, 2014  
PAGE 2**

**III. ACKNOWLEDGMENTS AND SPECIAL PRESENTATIONS**

None.

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

Mayor Magdits referred the Council to (A) the June 2014, Centre Financial Analysis; (B) the June 25, 2014, Parks and Recreation Commission Meeting Minutes; (C) the June 2014, Environmental Services Department Monthly Report; (D) the July 10, 2014, Board of Adjustment Meeting Minutes; (E) the July 8, 2014, Planning and Zoning Commission Preliminary Meeting Minutes; (F) the June 24, 2014, Development Review Committee Meeting Minutes; (G) the July 2014 Fire and Rescue Department Monthly Report; (H) the June 2014 Rolla Municipal Utilities Monthly Report; (I) the June 24, 2014 Rolla Board of Public Works Meeting Minutes; (J) the June 2014 Police Department Monthly Reports, and; (K) the June 2014, Animal Control Monthly Report.

**V. OLD BUSINESS**

**(A) Ordinance Rezoning Property at 1800 & 1831 White Columns Drive from R-1 to R-3 Zoning (Wagner):** Community Development Director John Petersen explained the property owner is requesting their property be rezoned from R-1 (Single Family District) to R-3 (Multi-Family District). The property owner has caused a plan to be prepared that illustrates what the area might be if developed under a multi-family configuration. Mr. Petersen reported the Planning and Zoning Commission recommends approval of the requested rezoning.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. **ORDINANCE NO. 4153: AN ORDINANCE TO REZONE PROPERTY LOCATED AT 1800 AND 1831 WHITE COLUMNS DRIVE FROM R-1 (SINGLE FAMILY DISTRICT) ZONING TO R-3 (MULTI-FAMILY DISTRICT) ZONING. (WAGNER).** 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; Woolley, Bowe, Miller, Williams, Hines, Bahr, Bowles, Long, Morris, Sawyer, Eudaly, and Jordan. Nays; None. Absent; None. Motion carried. The ordinance passed.

**AUGUST 4, 2014**

**COUNCIL MEETING MINUTES  
AUGUST 4, 2014  
PAGE 3**

**V. OLD BUSINESS (continued)**

**(B) Ordinance Vacating Bland Street (Ridgeview Road) Lying Between Block 9 & 21 of Cowan's Addition and the 12-Foot Wide Alley in Block 9, Cowan's Addition (City of Rolla Public Works):** Community Development Director John Petersen recalled Ridgeview Road was extended to the south and widened during the Walgreen's development, leaving a remnant of the street located behind the Ridgeview Christian Church. He noted the Church is requesting the transfer of the remnant to them for the erection of a sign and parking. Mr. Petersen reported the Planning and Zoning Commission recommends approval of the vacation.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4154: AN ORDINANCE REQUESTING APPROVAL OF THE VACATION OF ALL THAT PART OF BLAND STREET (RIDGEVIEW ROAD) LYING BETWEEN BLOCK 9 AND BLOCK 12 OF COWAN'S ADDITION AND ALL OF THAT PART OF THE 12 FOOT WIDE ALLEY IN BLOCK 9 OF THE COWAN'S ADDITION, AN ADDITION TO ROLLA, MISSOURI. (CITY OF ROLLA PUBLIC WORKS). 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; Sawyer, Eudaly, Bahr, Hines, Jordan, Miller, Bowe, Williams, Bowles, Long, Morris, and Woolley. Nays; None. Absent; None. Motion carried. The ordinance passed.

**(C) Ordinance Approving Country Hills Subdivision, Lots 1 & 2 (Harvey):** Community Development Director John Petersen explained the subject property is located off Old St. James Road near the intersection of Harvey Lane. The owner requests the property be split into two lots. He indicated the Planning and Zoning Commission recommends approval of the proposed subdivision.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4155: AN ORDINANCE REQUESTING APPROVAL OF THE COUNTRY HILLS SUBDIVISION, LOTS 1 AND 2, THIS BEING A MINOR SUBDIVISION IN A FRACTIONAL PART OF SE ¼, SEC. 36, T38N, R8W, ROLLA, PHELPS COUNTY MISSOURI. (HARVEY). 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; Morris, Woolley, Miller, Williams, Hines, Bahr, Bowles, Jordan, Bowe, Sawyer, Eudaly, and Long. Nays; None. Absent; None. Motion carried. The ordinance passed.

**AUGUST 4, 2014**

**VI. NEW BUSINESS**

**(A) Resolution Supporting Missouri Housing Development Commission (MHDC)**

**Application:** Community Development Director John Petersen introduced Ms. Debra Shantz Hart, President of Housing Plus, LLC. Ms. Hart recalled she has asked for the Council's support of her proposal three previous times. She noted the three previous times pertained to a single-family development on Rolla Street. Ms. Hart said she very much believes in the market and the need for affordable housing in Rolla. She informed the Council that last year the Housing Development Commission was told there would not be any single-family development funding. Ms. Hart said this was done as a policy measure because they believe the total cost per unit was too expensive compared to other developments. Ms. Hart stated the project she is proposing this year is located off Old St. James Road and is a low-density development. She indicated Housing Plus is proposing a development of 40 town homes, consisting of 20, two-bedroom units and 20, three-bedroom units with an onsite community building. Ms. Hart said 20% of the units would be set aside for "workforce" housing, which is for families with 60% to 80% of the area median income.

Following discussion, City Counselor Lance Thurman read the following proposed resolution for one reading, by title. RESOLUTION NO. 1823: A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI, (PHELPS COUNTY) STATING SUPPORT FOR THE PROPOSED 40 UNIT SINGLE-FAMILY AFFORDABLE HOUSING DEVELOPMENT KNOWN AS COUNTRY HILLS LOCATED OFF OLD ST. JAMES ROAD IN ROLLA, MISSOURI. A motion was made by Williams and seconded by Bowles to approve the proposed resolution. A voice vote on the motion showed twelve ayes, zero nays, and zero absent. Motion carried. The resolution passed.

**(B) Resolution Authorizing Maries County Public Water District to Provide Water to Wieberg Red-E-Mix:**

Public Works Director Steve Hargis noted the Council expressed some concern during its last meeting about the City providing the materials for extending the water main to supply water to Wieberg Red-E-Mix, which is located on the west side of Missouri State Highway 28 in Vichy, Missouri. He reported Wieberg Red-E-Mix has agreed to pay the material cost. Mr. Hargis said the proposed resolution is written so the Maries County Public Water District Number One acts as the City's agent in selling water to Wieberg Red-E-Mix. He recalled the wholesale rate of \$1.25 per 1,000 gallons was established at an earlier meeting by ordinance.

**VI. NEW BUSINESS (continued)**

**(B) Resolution Authorizing Maries County Public Water District to Provide Water to Wieberg Red-E-Mix (continued):** After some discussion, City Counselor Lance Thurman read the following proposed resolution for one reading, by title. RESOLUTION NO. 1824: A RESOLUTION AUTHORIZING MARIES COUNTY PUBLIC WATER DISTRICT NUMBER ONE TO ACT AS THE AGENT FOR THE CITY OF ROLLA TO PROVIDE WATER TO WIEBERG RED-E-MIX. A motion was made by Williams and seconded by Bowles to approve the proposed resolution. A voice vote on the motion showed twelve ayes, zero nays, and zero absent. Motion carried.

**(C) Ordinance Calling for a November 4, 2014, Election – Sales Tax Issue on Park Funding:** Mayor Magdits stated during the April 2014 election there was considerable support to fund our traditional park system and catch up on some deferred maintenance and projects. However, the support was just short of a majority. Since that time, the City has engaged a number of citizens to better understand what a majority would possibly support. Based on those conversations, Mayor Magdits said staff is coming to the Council with a couple of options to consider and the ballot initiatives are based upon a couple of factors. The first, limiting the use of the tax proceeds to traditional parks and recreation and The Centre will not receive any of the funding. Mayor Magdits pointed out The Centre has not received any General Fund monies since its inception and the City does not envision that occurring. The Centre by virtue of this will have to be on its own and the City will have to have a separate solution for it. In the interim, as a bridge, the Council will probably have to look at using some monies from the reserve account.

Mayor Magdits stated the ballot language will clearly state what the monies will and will not be used for. Additionally, the park tax will have a portion that has a sunset provision, meaning the rate will decrease after eight years. The citizens will have a prioritized list of the improvements that will be funded over the course of these eight years. Mayor Magdits stated the FY 2015 budget and those following would have separate fund accounting for parks and The Centre. Mayor Magdits told the Council they would be presented with three options and staff will discuss each of their implications.

Parks and Recreation Director Scott Caron told the Council one of the strongest sentiments that was heard out of the April election was the trust of City Council and staff as to what and how these funds were going to be spent. He said staff wants to alleviate citizens' concern that this is a parks only issue and the funds are going toward the

**COUNCIL MEETING MINUTES  
AUGUST 4, 2014  
PAGE 6**

**VI. NEW BUSINESS (continued)**

**(C) Ordinance Calling for a November 4, 2014, Election – Sales Tax Issue on Park Funding (continued):** traditional parks system. One of the ways to do that is by separating the funds. Before FY 2011/2012, Mr. Caron noted the Park Fund and Recreation Center Fund were completely separate. When the retirements occurred in 2011/2012, the two funds were merged into one fund.

Mr. Caron noted the General Fund has traditionally subsidized the Parks Fund by about \$450,000 for the past three years and staff estimates \$500,000 would be needed in the FY 2014/15 budget. He said staff has identified three options for Council consideration. The first option would be a ¼-cent sales tax, which would generate approximately \$970,000 annually. The second option would be a ¼-cent sales tax reduced to 1/8 cent, which would generate \$970,000 annually reduced to \$485,000 annually. The third option would be a ¼-cent sales tax reduced to 3/16 cents, which would generate \$970,000 annually reduced to \$727,000. Mr. Caron said staff recommends the third option, which would take care of the parks now and into the future.

City Administrator John Butz reminded the Council they would be asked to meet on Monday, August 25, to review the FY 2014/15 budget. He informed the Council the sales tax is stagnant and there has been virtually no growth since 2007. He recalled over the last four years, the City has eliminated a number of positions in the General Fund. The City has been adamant about not affecting public safety positions (Police and Fire). This year, unfortunately for the first time, the City has not filled two firefighter positions and one police officer position. Mr. Butz indicated the FY 2014/15 budget includes the elimination of four to five of those positions. He said this includes frontline police officers and firefighters. Mr. Butz told the Council he has worked very hard during the past seven years not to send out that message as a scare tactic. He said the General Fund is not capable of continuing to support the Parks Fund, despite the cuts.

Mayor Magdits asked the Council to have an engaging debate at this meeting because the City has to get this one right. Putting something on the ballot takes a lot of work and effort and it will cost the City at least \$10,000 to do so. A 51% to 49% vote either way will leave us with a divided community once again. Mayor Magdits encouraged the citizens in attendance and those watching on television to speak with their Council representatives because they have a tough decision to make in two weeks.

After some discussion, Mr. Caron read the sales tax proposition outlined in the proposed ordinance, which incorporates, Option C, as follows: “Shall the municipality of Rolla,

**AUGUST 4, 2014**

**COUNCIL MEETING MINUTES  
AUGUST 4, 2014  
PAGE 7**

**VI. NEW BUSINESS (continued)**

**(C) Ordinance Calling for a November 4, 2014, Election – Sales Tax Issue on Park Funding (continued):** Missouri impose a sales tax of one-quarter of one percent, for eight years, then reduced to three-sixteenth of one percent beginning April 1, 2023 for the purpose of providing funding for local parks?

The City intends to use this sales tax solely for local parks for the City, in order to maintain, improve and manage parks, trails, playgrounds, parking lots, bathrooms, cemetery and natural lands for recreational purposes.”

Following additional discussion, a motion was made by Morris and seconded by Jordan to amend the proposed ordinance by adding the sentence at the completion of what is presented, “These funds are prohibited to support The Centre.” A voice vote on the motion showed eleven ayes, one nay, and zero absent. Motion carried.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title, as amended. ORDINANCE: AN ORDINANCE AUTHORIZING SUBMISSION TO THE VOTERS OF THE CITY OF ROLLA, MISSOURI, AT THE NEXT ELECTION DAY ON NOVEMBER 4, 2014, THE PROPOSITION OF IMPOSING A MUNICIPAL SALES TAX OF ONE-QUARTER OF ONE PERCENT BEGINNING APRIL 1, 2015, FOR EIGHT YEARS, REDUCED TO THREE-SIXTEENTH OF ONE PERCENT BEGINNING APRIL 1, 2023, FOR THE PURPOSE OF PROVIDING FUNDING FOR LOCAL PARKS AND RECREATION, INCLUDING, BUT NOT LIMITED TO CONSTRUCTION, OPERATION AND MAINTENANCE.

**VII. CLAIMS and/or FISCAL TRANSACTIONS**

**(A) Motion Authorizing the Purchase of Two New Lifefitness 95T Treadmills:** Parks and Recreation Director Scott Caron informed the Council The Centre traditionally replaces four to five pieces of equipment each year and staff is requesting the replacement of two treadmills. He said one of the current treadmills will be sold on www.GovDeals.com and one would be transferred to the Police Department.

A motion was made by Eudaly and seconded by Long to authorize the purchase of two new Lifefitness 95T Treadmills with the funds taken from the Depreciation Reserve Account. A voice vote on the motion showed twelve ayes, zero nays, and zero absent. Motion carried.

**AUGUST 4, 2014**

**VII. CLAIMS and/or FISCAL TRANSACTIONS (continued)**

**(B) Motion Awarding Tractor Bid for Parks Department:** Parks and Recreation Director Scott Caron said staff is requesting the replacement of a 1993 John Deere tractor. He explained this tractor is in need of repair and repair costs are estimated to exceed \$10,000. Staff recommends awarding the bid to Donald Farm and Lawn, Rolla, Missouri for a 2014 JD 5065E, four-wheel drive for \$30,144.28. A motion was made by Williams and seconded by Long to award the bid for a 2014 JD 5065E, four wheel drive tractor to Donald Farm and Lawn, Rolla, Missouri for \$30,144.28. A voice vote on the motion showed twelve ayes, zero nays, and zero absent. Motion carried.

**(C) Motion Awarding Bid for Big Gun Sprinklers at the Rolla National Airport:** Public Works Director Steve Hargis informed the Council the subject sprinkler heads would be used at the wastewater treatment facility at the Rolla National Airport. He said staff recommends the bid be awarded to the low bidder, Rain-Flo Irrigation, East Earl, Pennsylvania for \$16,570.18. Mr. Hargis told the Council a contract would be brought to Council following Economic Development Administration (EDA) approval.

After a brief discussion, a motion was made by Morris and seconded by Eudaly to award the bid for Big Gun Sprinklers to the low bidder, Rain-Flo Irrigation for \$16,570.78. A voice vote on the motion showed twelve ayes, zero nays, and zero absent. Motion carried.

**(D) Motion Awarding Bid for Irrigation Materials at the Rolla National Airport:** Public Works Director Steve Hargis explained the subject bid includes the piping and fittings to bring the water to the fields at the Rolla National Airport. He said staff recommends the bid be awarded to Ferguson Waterworks for \$20,414.40. A motion was made by Morris and seconded by Eudaly to award the bid for irrigation materials to the low bidder, Ferguson Waterworks for \$20,414.40. A voice vote on the motion showed twelve ayes, zero nays, and zero absent. Motion carried.

**(E) Motion Awarding Bid for Water and Sewer Upgrades at the Rolla National Airport:** Public Works Director Steve Hargis noted the contractor would construct the holding basin and pump stations associated with the wastewater and sewer improvements at the Rolla National Airport. Staff recommends the bid be awarded to the low bidder Don Maggi, Inc., Rolla, Missouri for \$427,969. A motion was made by Williams and seconded by Long to award the bid for Phase II Wastewater and Sewer Improvements, at the Rolla National Airport to the low bidder, Don Maggi, Inc., Rolla, Missouri, for \$427,496. A voice vote on the motion showed twelve ayes, zero nays, and zero absent. Motion carried.



**VIII. CITIZEN COMMUNICATION**

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

(1) Mr. Larry Taylor addressed the Council on behalf of his father, Larry G. Taylor. Mr. Taylor explained a couple of months ago at the Ber Juan ballpark a ball was hit out of the park and broke his father's windshield. He informed the Council the City's insurance denied to pay for the damages. Mr. Taylor respectfully requested the Council to consider reimbursing his father the \$191 for these damages. He said when he asked the insurance person why it was denied, the insurance person just said, "I'm sorry, it was just denied."

City Counselor Lance Thurman commented if the City's insurance company denied the claim, the City runs the risk of abrogating its own insurance policy if the City reimburses for something for which it is covered. The City could potentially be denied future coverage from MIRMA (Missouri Intergovernmental Risk Management Association) if the City goes that route.

Finance Director Steffanie Rogers informed the Council it was her understanding the claim was denied because Mr. Taylor's father was driving on Forum Drive and was not in the park when the ball was hit. She said the insurance said the City could not prevent the home run ball from hitting the windshield on Forum Drive.

(2) Mr. Tom Sager, 8 Laird Avenue, said he has been listening with interest to the question of the proposed park sales tax initiative and would like to suggest something. He noted the City gives \$250,000 a year to the Chamber of Commerce to presumably support tourism and he said the parks bring in tourists. Mr. Sager asked the Council why this money is not being used in Rolla's parks. He noted there has been talk about cutting police officers and firefighters, yet \$250,000 a year is given away to the Chamber of Commerce and, as far as he can see from reading their reports, the City does not get anything for this money. Mr. Sager said another "slush fund" the City has is the Rolla Regional Economic Commission (RREC). He said the City sinks \$100,000 every year in RREC and they were supposed to go home after five years if they could not bring anything to Rolla. Mr. Sager asked the Council how they could justify cutting firefighters and police officers and letting the parks run down when the City has these "slush funds" that they refuse to dig into. He asked the Council why people should give the City more tax money. He said it does not make any sense. Mr. Sager suggested the Council start seeing what it can do about taking some of the money that is just wasted. He noted he just gave the Council two examples and is sure there are other people who can give other examples.

**VIII. CITIZEN COMMUNICATION (continued)**

**(A) Open Citizen Communication (continued):**

**(2) continued:** Mayor Magdits told Mr. Sager he believes he has caused some unnecessary friction when he called them “slush funds,” because a “slush fund” has a negative connotation. If you want to call it the Tourism Account or whatever the proper names are, that is fine, you are entitled to your opinion.

Mr. Sager said he would withdraw the name “slush funds,” and just call it the “plain waste of taxpayer money.”

(3) Mr. Alfred Chapman, 17401 County Road 8220, Rolla, Missouri, said the prime example why the park sales tax proposal needs to include a sunset provision, is the three-quarter cent sales tax the Missouri Department of Transportation (MoDOT) has on August 5 election ballot. He pointed out that out of the 40 projects proposed by MoDOT, only seven of the projects pertain to roads. The remainder pertains to airport hangars, barge ports, sidewalks, bicycle trails, and new buses for the St. Louis metro system. Mr. Chapman indicated MoDOT is saying the tax would be used for roads. However, he said this is for St. Louis, Kansas City, and Joplin for their infrastructure with Rolla only getting about \$15 million. Mr. Chapman said he is for roads and parks but is not for paying taxes for things that do not pertain to what you are putting on the ballots. He said he pays enough taxes and we need to start here in Rolla, Phelps County, the State of Missouri, and right on up to Washington. We need accountability and that is why the parks sales tax needs to be sunsetted. Mr. Chapman told the Council he would vote for the park sales tax and work for it, but it must be dedicated for the parks only. The reason the taxpayers are so upset is we are being lied to by our “slick” politicians in Washington D.C. and in the State of Missouri as to where this money is going to be spent.

(4) Ms. Peggy Chirban, 10925 Parker Court, Rolla, Missouri, and owner of Vessell’s Fitness said the two main comments that came from the park sales tax focus groups regarding the failure of the park sales tax were funds going to support The Centre and sunseting the tax. Since the City does not have much time to sell the proposed park tax to the public, she said the City would have a much easier sale if the sales tax were sunsetted rather than leaving a portion of it. Ms. Chirban indicated she understands why the City wants to keep collecting a portion of the sales tax. However, in eight years the economy could improve.

No one else present addressed the Council.

**IX. MAYOR/CITY COUNCIL COMMENTS**

**(A) Motion to Appoint Mr. Jeffrey H. Rohrer as an Alternate Member to the Board of Adjustment to Replace Mr. Dan James (August 2019):** A motion was made by Sawyer and seconded by Long to appoint Mr. Jeffrey H. Rohrer as an alternate member on the Board of Adjustment with his term expiring August 2019. A voice vote on the motion showed twelve ayes, zero nays, and zero absent. Motion carried.

**(B) Wal-Mart Neighborhood Market:** Mayor Magdits reported the City received a letter on July 30, 2014, from Wal-Mart and their agents. He then paraphrased a portion of the letter as follows: “The applicant, Wal-Mart Stores, does hereby withdraw the above-referenced Wal-Mart rezoning application request for a change in zoning from R-1 (Single Family District) to C-3 (Highway Commercial District). In response to the testimony they heard at the Planning and Zoning and the response to what they heard at the public hearing here two weeks ago, they would like to go back and first thing address those concerns the Council and the citizens have brought up, things like traffic and noise, etc. Wal-Mart and its representatives are also currently preparing the following applications to be filed with the City in early August and of those the most important one is to file for a C-2 (General Retail District) zoning instead of C-3 (Highway Commercial District).”

Mayor Magdits noted at its last meeting, the Council left open the public hearing regarding this rezoning request and it was advertised the public hearing would continue during the August 18 Council meeting. He said the Council would take no action at this meeting regarding it. However, Mayor Magdits said the Council would consider closing the public hearing during the August 18 meeting and, in which case, the process would restart when Wal-Mart files a new application.

**X. COMMENTS FOR THE GOOD OF THE ORDER**

**(A) Proposed Transportation Sales Tax:** Councilman Jim Williams said he agrees with Mr. Chapman regarding the proposed transportation sales tax on the August 5, 2014, ballot. He commented he could not support the tax for the reasons Mr. Chapman stated. Mr. Williams said to top it all off, there will be no raise in fuel taxes for truckers for ten years. He noted the truckers tear up the roads the most.

**(B) Cemetery Flower Removal:** Councilman Jim Williams said it was brought to his attention the City’s Cemetery Rules and Regulations show a different removal date for flowers than what was listed on Facebook.

**COUNCIL MEETING MINUTES  
AUGUST 4, 2014  
PAGE 12**

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

**(B) Cemetery Flower Removal (continued):** City Administrator John Butz indicated staff would check into it because they should be consistent.

**(C) Bow Shooting:** Councilman Jim Williams asked what the City's policy is pertaining to discharging of bows. He said he was told some students in the Powell Addition have placed a small target on about half a bale of hay. Mr. Williams explained the target area is directed toward a house where small children live.

Police Chief Mark Kearse said the ordinance states it is permissible to shoot bows on your own property. However, written permission must be obtained to shoot bows on someone else's property.

**(D) Election:** Councilwoman Eudaly and Mayor Magdits encouraged everyone to exercise their right to vote in tomorrow's election.

**XI. CLOSED SESSION**

None.

**XII. ADJOURNMENT**

Having no further business, the meeting adjourned at 8:41 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

---

CITY CLERK

---

MAYOR

**AUGUST 4, 2014**