

**ROLLA CITY COUNCIL MEETING MINUTES  
MONDAY, APRIL 6, 2015; 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 (arrived 6:33 p.m.), Greg Sawyer, Matthew Miller, Kelly Long, Susan J. Eudaly, Don Morris, Stephen Bowles, Jim Williams, Brian Woolley, and Walt Bowe

**Council Members Absent:** Tony Bahr

**Department Directors in Attendance:** Public Works Director Steve Hargis, Fire Chief Robert Williams, Environmental Services Director Brady Wilson, Parks and Recreation Director Scott Caron, Interim Police Chief Rick Williams, Community Development Director John Petersen, 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 a member of the Rolla Ministerial Alliance to give the invocation.

Councilman Greg Sawyer then led in the Pledge of Allegiance.

## **I. CONSENT AGENDA**

A motion was made by Williams and seconded by Morris 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) City Council Workshop – February 23, 2015
- 2) City Council Meeting – March 2, 2015
- 3) City Council Meeting – March 16, 2015

Councilman Jordan entered the meeting at approximately 6:33 p.m.

## **II. PUBLIC HEARINGS**

None.

**APRIL 6, 2015**

**COUNCIL MEETING MINUTES**  
**APRIL 6, 2015**  
**PAGE 2**

**III. ACKNOWLEDGEMENTS AND SPECIAL PRESENTATIONS**

**(A) 2014 Tourism Audit Presentation:** Ms. Amanda Wiggins, CPA with Kean & Company, LLC, Rolla, Missouri, provided an overview of the Rolla Area Chamber of Commerce's Motel Tax Fund audit for fiscal year 2014. She reported no adverse findings were noted during the course of the audit.

**(B) Energy Efficiency Program – Siemens Performance Contract:** Mr. Greg Masters, Project Manager, and Mr. Scott White, Performance Assurance Engineer with Siemens updated the Council on the Wastewater Treatment Plant energy efficiency project. He said they hope to begin work at the Plant by the end of April. Mr. Masters explained there are two aeration blowers that would be installed. The first blower is a multi-staged blower and is scheduled to be delivered the week of June 8 and the single staged blower is scheduled to be delivered the week of July 27. Mr. Masters indicated the plan is to have the Wastewater Treatment Plant running by mid September.

Mr. White explained there were twelve original facility improvement measures, which were done in 2011. The savings report was delayed because all the facility improvements measures are an aggregate to the total guarantee as well as the reporting of the savings.

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

Mayor Magdits referred the Council to **(A)** the February 2015, Centre FY 2015 Financial Analysis; **(B)** the February 2015 Parks Department FY 2015 Financial Analysis; **(C)** the February 2015, Environmental Services Department Monthly Report; **(D)** the March 2015, Fire and Rescue Department Monthly Report; **(E)** the February 2015, Police Department Monthly Report; **(F)** the February 2015 Animal Control Division Monthly Report; **(G)** the February and March 2015 Municipal Court Monthly Reports; **(H)** the March 10, 2015, Planning and Zoning Commission Meeting Minutes; **(I)** the February 2015, Rolla Municipal Utilities Monthly Report, and; **(J)** the February 24, 2015, Rolla Board of Public Works Meeting Minutes.

Mayor Magdits asked that Item VI. B. be considered at this time.

**APRIL 6, 2015**

**VI. NEW BUSINESS**

**(B) Resolution of Intent to Authorize Certificates of Participation (COPs) Lease Financing for Street Projects (continued):** City Administrator John Butz recalled the Council approved the capital financing of \$3 million over the next two years that would allow the City to complete the reconstruction of streets in the southside area, rebuild a few key streets in the community, and to do a change out of the inventory of the street lighting to LEDs. He informed the Council that approval of the subject “resolution of intent” would authorize the Certificates of Participation (COP), secure the underwriter (Oppenheimer) and bond counsel (Gilmore Bell) and is the first step in the COP financing. Mr. Butz introduced Mr. Michael Short, Managing Director with Oppenheimer and Company’s Kansas City office, who briefed the Council on the COP process and entertained questions.

City Counselor Lance Thurman read the following proposed resolution for one reading, by title. RESOLUTION NO. 1839: A RESOLUTION DECLARING THE INTENT OF THE CITY OF ROLLA, MISSOURI TO FINANCE CERTAIN IMPROVEMENTS; TO SELECT SPECIAL TAX COUNSEL AND TO AUTHORIZE THE OFFERING FOR SALE OF CERTIFICATES OF PARTICIPATION AND CERTAIN MATTERS RELATED THERETO. A motion was made by Williams and seconded by Eudaly to approve the proposed resolution. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried. The resolution passed.

**V. OLD BUSINESS**

**(A) Ordinance Rezoning Property at 621 Houston Road from R-1 (Single Family District) to R-3 (Multi-Family District) Zoning (Clayton):** Community Development Director John Petersen explained the applicant is requesting the rezoning of the subject property, located at 621 Houston Road, from R-1 (Single Family District) to R-3 (Multi-Family District). He noted the property consists of almost one-half acre and is triangular in shape. Mr. Petersen explained the property owner has agreed to limit development to only one, four-plex structure, with no more than three bedrooms and not less than 2.5 parking spaces per unit. Additionally, the developer is required to provide a 15-foot buffer yard. Mr. Petersen informed the Council the Planning and Zoning Commission unanimously recommend approval of the rezoning request.

After a brief discussion, City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4196: AN ORDINANCE TO REZONE PROPERTY LOCATED AT 621 HOUSTON ROAD FROM R-1 (SINGLE

**V. OLD BUSINESS (continued)**

**(A) Ordinance Rezoning Property at 621 Houston Road from R-1 (Single Family District) to R-3 (Multi-Family District) Zoning (Clayton) (continued):** FAMILY DISTRICT) ZONING TO R-3 (MULTI-FAMILY DISTRICT) ZONING (CLAYTON). A motion was made by Williams and seconded by Bowles to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Sawyer, Eudaly, Hines, Jordan, Miller, Bowe, Williams, Bowles, Long, Morris, and Woolley. Nays; None. Absent; Bahr. Motion carried. The ordinance passed.

**(B) Ordinance Amending Section 27-89 of the Rolla City Code Pertaining to Stop Intersections:** Public Works Director Steve Hargis asked the Council to consider the final reading of the subject ordinance, which relates to stop and yield intersections. He said this ordinance is an update of changes made over the past several months.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4197: AN ORDINANCE REPEALING SECTION 27-89 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 27-89 IN LIEU THEREOF RELATING TO STOP INTERSECTIONS. 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, Bowles, Jordan, Bowe, Sawyer, Eudaly, and Long. Nays; None. Absent; Bahr. Motion carried. The ordinance passed.

**(C) Ordinance Amending Section 27-92 of the Rolla City Code Pertaining to Parking:** Public Works Director Steve Hargis asked the Council to consider the final reading of the subject ordinance, which relates to no parking zones. He said this ordinance is an update of changes made over the past several months.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4198: ORDINANCE REPEALING SECTION 27-92 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 27-92 IN LIEU THEREOF PERTAINING TO PARKING. A motion was made by Williams and seconded by Sawyer to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Hines, Long, Williams, Jordan, Miller, Eudaly, Sawyer, Bowles, Woolley, Morris, and Bowe. Nays; None. Absent; Bahr. Motion carried. The ordinance passed.

**VI. NEW BUSINESS**

**(A) Motion Authorizing the Closing of Certain Streets and Parking Lots on June 5 and 6 During Rolla's 2015 Route 66 Summerfest:** Public Works Director Steve Hargis informed the Council that the street and parking lot closures requested for the Rolla 2015 Route 66 Summerfest on June 5 and 6, 2015, are the same as last year. He mentioned the burnout contest would not be held this year. A motion was made by Bowles and seconded by Morris to authorize the closing of the requested parking lots and streets during the June 5 and June 6, 2015, Summerfest activities, subject to proof of appropriate insurance coverage in advance of the street/parking lot closures. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

**(B) Resolution of Intent to Authorize Certificates of Participation (COPs) Lease Financing for Street Projects:** This item was considered above immediately following Item IV. Report of Mayor and Council/Reports of Boards and Commissions/City Departments.

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

**(A) Motion Awarding Bid for ¾ Ton Pickup Truck for Vehicle Maintenance:** Environmental Services Director Brady Wilson reported bids were recently solicited for a three-quarter ton pickup truck to replace the 1997 Ford, three-quarter ton Vehicle Maintenance service truck. He told the Council that only one local bid was received. Additionally, staff also considered two Missouri State Bid vehicles. Mr. Wilson said staff recommends purchasing the 2015 Dodge Ram 2500 from the Missouri State Bid, Capitol Chrysler Dodge, Jefferson City, Missouri for \$24,337. A motion was made by Williams and seconded by Eudaly to award the bid to Capitol Chrysler Dodge, Jefferson City, Missouri, for \$24,337. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

Mr. Wilson added staff plans to retain the 1997 Ford in the fleet as a secondary shuttle vehicle.

**(B) Motion Awarding Bid for Project 348, 2015 Phase II Concrete Improvements and an Ordinance Authorizing the Mayor to Enter into a Contract with Don Maggi, Inc., for Same:** Public Works Director Steve Hargis provided an overview of the work the following five bid awards would accomplish.

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

**(B) Motion Awarding Bid for Project 348, 2015 Phase II Concrete Improvements and an Ordinance Authorizing the Mayor to Enter into a Contract with Don Maggi, Inc., for Same (continued):** After discussion, a motion was made by Williams and seconded by Long to award the bid for Project 348, 2015 Phase II Concrete Improvements to the low bidder, Don Maggi, Inc., for \$82,175. A voice vote on the motion showed eleven ayes, zero nays, and one nay. Motion carried.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A CERTAIN AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI AND DON MAGGI, INC, FOR PROJECT 348.

**(C) Motion Awarding Bid for Project 372, 2015 Micro Surfacing and an Ordinance Authorizing the Mayor to Enter into a Contract with Donelson Construction for Same:** A motion was made by Williams and seconded by Eudaly to award the bid for Project 372, 2015 Micro Surfacing to Donelson Construction Co., LLC, Clever, Missouri for \$352,650. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A CERTAIN AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI, AND DONELSON CONSTRUCTION CO., LLC, FOR PROJECT 372.

**(D) Motion Awarding Bid for Project 373, 2015 Phase I Asphalt Improvements and an Ordinance Authorizing the Mayor to Enter into a Contract with Rolla Asphalt, LLC, for Same:** A motion was made by Williams and seconded by Eudaly to award the bid for Project 373, 2015 Phase I Asphalt Improvements, to Rolla Asphalt, LLC, for \$107,119.50. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A CERTAIN AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI, AND ROLLA ASPHALT LLC, FOR PROJECT 373.

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

**(E) Motion Awarding Bid for Project 374, 2015 Phase II Asphalt Improvements and an Ordinance Authorizing the Mayor to Enter into a Contract with Rolla Asphalt, LLC for Same:** A motion was made by Williams and seconded by Eudaly to award the bid for Project 374, 2015 Phase II Asphalt Improvements, to the low bidder, Rolla Asphalt, LLC, for \$521,695. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A CERTAIN AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI, AND ROLLA ASPHALT LLC, FOR PROJECT 374.

**(F) Motion Awarding Bid for Project 379, 2015 Surface Sealing Treatment and an Ordinance Authorizing the Mayor to Enter into a Contract with Musselman and Hall Contractors for Same:** A motion was made by Williams and seconded by Eudaly to award the bid for Project 379, 2015 Surface Sealing Treatment to the low bidder, Musselman & Hall Contractors, Kansas City, Missouri, for \$80,150. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI A CERTAIN AGREEMENT BETWEEN THE CITY OF ROLLA, MISSOURI, AND MUSSELMAN & HALL CONTRACTORS, FOR PROJECT 379.

**VIII. CITIZEN COMMUNICATION**

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

**IX. MAYOR/CITY COUNCIL COMMENTS**

**(A) Motion Appointing Maria Bancroft to the Industrial Development Authority Board to Replace Matt Williams (1<sup>st</sup> Term, March 2021):** Mayor Magdits explained that Mr. Matt Williams is not in a position to be on the Rolla Board of Public Works and

**IX. MAYOR/CITY COUNCIL COMMENTS (continued)**

**(A) Motion Appointing Maria Bancroft to the Industrial Development Authority Board to Replace Matt Williams (1<sup>st</sup> Term, March 2021) (continued):** on another board or commission. He asked the Council to consider the appointment of Ms. Maria Bancroft to the Industrial Development Authority. A motion was made by Williams and seconded by Bowles to appoint Ms. Maria Bancroft to the Industrial Development Authority until March 2021. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

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

**(A) April 7, 2015, Municipal Election:** Councilman Don Morris encouraged everyone to exercise his or her right to vote tomorrow, Tuesday, April 7, 2015.

Mr. Morris complimented Rolla Daily News Reporter R.D. Hohenfeldt for his editorial concerning the tax issues. He said he thought he did a great job.

City Administrator John Butz reminded voters to be sure and turn over the ballot, because the Proposition P question is located on the backside of the ballot.

**(B) Councilman Jim Williams:** Councilman Williams apologized to the Council and citizens for his outburst at the last Council meeting.

**(C) Interim Police Chief Rick Williams:** Councilman Kelly Long reported that Interim Police Chief Rick Williams spoke last Thursday evening to a group of Drury students in a grant writing class. He said he did an excellent job and received some nice comments after he left.

**XI. CLOSED SESSION**

A motion was made by Williams and seconded by Eudaly to adjourn into Closed Session pursuant to RSMo. 610.021 to discuss personnel. A roll call vote on the motion showed the following: Eudaly, Bowles, Jordan, Williams, Hines, Woolley, Long, Bowe, Sawyer, Morris, and Miller. Nays; None. Absent; Bahr. Motion carried.

The Council adjourned into Closed Session at approximately 7:29 p.m.



**COUNCIL MEETING MINUTES  
APRIL 6, 2015  
PAGE 9**

**XII. CLOSED SESSION ACTION**

The Council reconvened into open session at approximately 7:46 p.m.

City Counselor Lance Thurman reported the Council briefly discussed a personnel issue and no final action was taken.

**XIII. ADJOURNMENT**

Having no further business, the meeting adjourned at 7:46 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

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CITY CLERK

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MAYOR

**APRIL 6, 2015**