

**ROLLA CITY COUNCIL MEETING MINUTES  
MONDAY, JULY 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, Matthew Crowell, Matthew Miller, Susan J. Eudaly, Don Morris, John Meusch, Jim Williams, Brian Woolley, Steven Jung, and Walt Bowe

**Council Members Absent:** Kelly Long

**Department Directors in Attendance:** Public Works Director Steve Hargis, Police Chief Sean Fagan, Finance Director Steffanie Rogers, Environmental Services Director Brady Wilson, and Interim Fire Chief Ron Smith

**Other City Officials in Attendance:** City Administrator John Butz, City Counselor Carolyn Buschjost, 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.

Mayor Magdits then asked Boy Scout Alex Jackson from Troop 85 to lead in the Pledge of Allegiance.

**I. CONSENT AGENDA**

A motion was made by Williams and seconded by Woolley to approve the consent agenda as submitted. A voice vote on the motion showed eleven ayes, zero nays, and one 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 – June 1, 2015
- 2) City Council Closed Session – June 1, 2015
- 3) City Council Meeting – June 15, 2015

**II. PUBLIC HEARINGS**

None.

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**III. ACKNOWLEDGEMENTS AND SPECIAL PRESENTATIONS**

**(A) Animal Shelter Fundraising Committee Update:** Mr. Wayne Parry, Chairman of the Animal Shelter Fundraising Committee addressed the Council and said the Committee has been diligently meeting since January. The Committee feels they are making progress in an effort to raise sufficient funds from the community to build and maintain a new animal shelter. Mr. Parry noted the initial campaign would be kicked off later this fall. The Committee plans to approach folks in the community, in particular the large donors, and offer them naming opportunities. The second phase would be the general fundraising campaign to the public. Mr. Parry showed the Council a draft case statement, which will be prepared and used in the initial phase when private donors are approached. He reiterated the Committee is trying to raise this money from private individuals.

City Administrator John Butz asked the Council to consider approving the case statement, which gives the Committee the ability to go out to private donors and give them something that would be tangible about this project.

A motion was made by Morris and seconded by Jordan to approve the case statement, which contains the following three components: 1) identifying the preferred location of the animal shelter on Eighteenth Street; 2) the basic floor plan with the areas identified for the recognition levels, and; 3) the target capital fund of \$2 million. Additionally, authorizing the Fundraising Committee to start the private donations solicitation followed by the public solicitation in 2016. After discussion, a voice vote on the motion showed ten ayes, one nay, and one absent. Motion carried.

Mr. Parry explained he currently serves as the chair of the Meramec Regional Community Foundation (MRCF), which is an affiliate of the Community Foundation of the Ozarks (CFO). He said he made the suggestion to the Fundraising Committee and they took it under advisement, and the Committee recommends to the City Council that two funds (capital fund/building fund and endowment fund) be set up through the CFO. Mr. Parry indicated these funds would be sponsored by the City of Rolla, Phelps County Animal Welfare League, and the Phelps County Humane Society. The City would have final discretion on the disbursements, as far as construction is concerned.

Mr. Parry told the Council the Fundraising Committee is recommending the Mayor be authorized to sign the documents to set up the two funds with the CFO.

Ms. Maria Bancroft with the MRCF addressed the Council and spoke to the current strategies on both funds.

**III. ACKNOWLEDGEMENTS AND SPECIAL PRESENTATIONS (continued)**

**(A) Animal Shelter Fundraising Committee Update (continued):** Mr. Parry stated the Fundraising Committee has discussed having an open house at the current shelter for purely informational purposes. He noted there are many people who ask what is wrong with the current shelter. Mr. Parry informed the Council the Fundraising Committee has decided to conduct an open house at the current shelter on August 8, 2015.

Mayor Magdits then asked that Item VI.A. be considered at this point in the meeting, which pertains to the formation of the endowment and capacity building funds.

**VI. NEW BUSINESS**

**(A) Resolutions Authorizing the Mayor to Enter Into an Agreement Pertaining to the Formation of Endowment and Capacity Buildings Funds for the Rolla Animal Shelter:** City Counselor Carolyn Buschjost read the following proposed resolution for one reading, by title. RESOLUTION NO. 1842: A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, AN AGREEMENT WITH THE CITY OF ROLLA, MISSOURI, PHELPS COUNTY ANIMAL WELFARE LEAGUE, PHELPS COUNTY HUMANE SOCIETY, AND THE COMMUNITY FOUNDATION OF THE OZARKS REGARDING THE ESTABLISHMENT OF THE **S.A.V.E. ROLLA AREA ANIMAL SHELTER ENDOWMENT FUND**. A motion was made by Williams and seconded by Morris to approve the proposed resolution. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried. The resolution passed.

City Counselor Carolyn Buschjost read the following proposed resolution for one reading, by title. RESOLUTION NO. 1843: A RESOLUTION AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, AN AGREEMENT WITH THE CITY OF ROLLA, MISSOURI, PHELPS COUNTY ANIMAL WELFARE LEAGUE, PHELPS COUNTY HUMANE SOCIETY, AND THE COMMUNITY FOUNDATION OF THE OZARKS REGARDING THE ESTABLISHMENT OF THE **S.A.V.E. NEW ANIMAL SHELTER CAPACITY FUND**. A motion was made by Williams and seconded by Jordan to approve the proposed resolution. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried. The resolution passed.

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

Mayor Magdits referred the Council to (A) the May 2015 Environmental Services Department Monthly Report; (B) the May 2015, Police Department Monthly Report; (C) the May 2015 Animal Control Division Monthly Report; (D) the June 4 and June 24, 2015, Historic Preservation Commission Meeting Minutes; (E) the May 12, 2015, Planning and Zoning Commission Preliminary Meeting Minutes; (F) the May and June 2015, Municipal Court Monthly Report; (G) the April and May 2015, Rolla Municipal Utilities Monthly Report; (H) the May 5, 2015 and June 1, 2015, Rolla Board of Public Works Meeting Minutes; (I) the June 18, 2015, Animal Shelter Fundraising Committee Meeting Notes, and; (J) the June 2015, Fire Department Monthly Report.

**V. OLD BUSINESS**

**(A) Ordinance Repealing Section 35-180 of the Rolla City Code and Enacting a New Section 35-180 in Lieu Thereof Pertaining to Fluoride:** City Administrator John Butz asked the Council to consider the final reding of the subject ordinance, which would amend Section 35-180 of the Rolla City Code by reducing the fluoride level in Rolla from 1.0 PPM to 0.7 PPM. Mr. Butz pointed out this is consistent with the new Center for Disease Control and Department of Health and Human Services recommended levels of fluoridation.

City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4218: AN ORDINANCE REPEALING SECTION 35-180 OF THE CODE OF THE CITY OF ROLLA, MISSOURI, AND ENACTING A NEW SECTION 35-180 IN LIEU THEREOF PERTAINING TO FLUORIDE. 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; Crowell, Eudaly, Hines, Jung, Woolley, Jordan, Morris, Bowe, Williams, and Meusch. Nays; Miller. Absent; Long. Motion carried. The ordinance passed.

**VI. NEW BUSINESS**

**(A) Resolutions Authorizing the Mayor to Enter Into an Agreement Pertaining to the Formation of Endowment and Capacity Buildings Funds for the Rolla Animal Shelter:** This item was considered above during Item III. A., Animal Shelter Fundraising Committee Update.

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**VI. NEW BUSINESS (continued)**

**(B) Motion Authorizing the Closing of a Portion of Rolla Street on Saturday, September 26, 2015, During Oktoberfest:** Public Works Director Steve Hargis referred the Council to a letter from Public House Brewing Company requesting the closing of Rolla Street between Sixth and Seventh Street on September 26, 2015, during Oktoberfest. He noted he received an updated letter today indicating the street would not be closed until after the Parade of Nations. Mr. Hargis indicated the Public House Brewing Company is aware of the insurance responsibilities and a catering liquor license.

Councilman Crowell questioned who was responsible for cleaning the street following the event. Mr. Hargis noted City staff would clean the street if not cleaned by Public House Brewing Company. City Administrator John Butz said staff would include cleaning the street part of the permit.

A motion was made by Williams and seconded by Eudaly to authorize the closing of Rolla Street, between Sixth and Seventh Streets, on September 26, 2015, during Oktoberfest. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

**(C) Discussion/Motion Regarding Request by Blue Bit Networks for Wireless Internet on Rolla National Airport Water Tower:** City Administrator John Butz reported the City received a request from Blue Bit Networks, a wireless internet provider, to install cellular equipment on top of the new water tower at the Rolla National Airport. He informed the Council that Blue Bit Networks has facilities in Bourbon, Cuba, and Vienna. Mr. Butz said staff is recommending additional negotiations on the value. Before staff gets into the final details of negotiating a final contract, staff wanted to see if the Council is supportive of the concept.

A motion was made by Jordan and seconded by Eudaly authorizing City staff to begin contract discussions with Blue Bit Networks. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

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

None.

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**VIII. CITIZEN COMMUNICATION**

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

1) Mr. Larry Tate, 1829 Sandstone, Rolla, Missouri, representing Gateway Fire Historical Society, St. Louis, Missouri, who was instrumental in bringing the antique fire truck to Rolla in October 2014, thanked the Rolla Fire Department for their hospitality that day. He also complimented Rolla Municipal Utilities and its staff for the Insurance Service Office (ISO) rating of Class I.

City Administrator John Butz added the City's ISO rating is Class III, but the water portion is a Class I, which is the highest rating available. He said a Class III rating for a town the size of Rolla in outstate Missouri is something to be proud of. Mr. Butz noted 15% of Missouri cities are Class III.

2) Mr. Tom Sager, 8 Laird Avenue, Rolla, Missouri, commented Walnut Street/Eighteenth Street from the railroad tracks to Highway 63 needs to be straightened. He said it is a major artery off the Highway 63/Interstate 44 intersection. Once an animal shelter is constructed at the former Ransdall Building site, the road will probably never be straightened. Mr. Sager said the Council should consider straightening this roadway before selecting this location for the animal shelter.

No one else present addressed the Council.

**IX. MAYOR/CITY COUNCIL COMMENTS**

**(A) Motion Reappointing Mr. Russell Schmidt to the Planning and Zoning Commission (May 2019):** A motion was made by Williams and seconded by Morris to reappoint Mr. Russell Schmidt to the Planning and Zoning Commission until May 2019. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

**(B) Motion Reappointing Mr. James Marcellus to the Police Personnel Board (June 2019):** A motion was made by Williams and seconded by Eudaly to reappoint Mr. James Marcellus to the Police Personnel Board until June 2019. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

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

**(C) Motion Reappointing Mr. Ed Schmidt, Mr. Steve Mason, Mr. James Sowers, and Mr. Mike Mathews to the Airport Advisory Committee (July 2017):** A motion was made by Eudaly and seconded by Woolley to reappoint Mr. Ed Schmidt, Mr. Steve Mason, Mr. James Sowers, and Mr. Mike Mathews to the Airport Advisory Committee until July 2017. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

**(D) Motion Reappointing Mr. Dale Bleckman to the Library Board (3<sup>rd</sup> Term, May 2018):** A motion was made by Eudaly and seconded by Jordan to reappoint Mr. Dale Bleckman to the Library Board for a third term until May 2018. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

**(E) Motion Appointing Ms. Glenda Hill to the Rolla Housing Authority Board (Tenant Representative) to Complete the Unexpired Term of Ms. DeLaura Villeme-ShIPLEY (October 2015) & Reappointing Her for Another Term (October 2019):** A motion was made by Eudaly and seconded by Crowell to appoint Ms. Glenda Hill to the Rolla Housing Authority Board as the tenant representative until October 2019. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

**(F) High Grass:** Councilman Don Morris said he believes pride in our community starts with each individual homeowner and landlord. When people come into our community, our lawns say a lot about the community and who we are. Mr. Morris asked the homeowners and landlords to have a little more pride by taking care of their properties.

**(G) Utility Fees:** Councilman Jim Williams indicated he read an article in the Rolla Daily News about meter fees. He said it reminded him of all the fees that are listed on the telephone bill. Mr. Williams noted there are umpteen numbers of fees and Rolla Municipal Utilities is saying we have to have these meter fees to take care of all these other things.

**(H) Lions Club:** Councilman Steven Jung congratulated the Rolla Lions Club on a fantastic Fourth of July celebration. He said the Lions Club members and volunteers do a fantastic job and had a great year. Mr. Jung encouraged everyone to support them again next year.

**(I) Fluoride Issue:** Councilman Matthew Miller explained to the Council his “no” vote on the fluoride ordinance was more symbolic. He said he was glad the Council passed the new ordinance and the Council is moving in the right direction. Mr. Miller

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

**(I) Fluoride Issue (continued):** said his personal feeling is to eliminate fluoride from the water supply. He added he wished there had been more citizen communication on the attitude about fluoride. Mr. Miller noted there are many communities that have eliminated fluoride. He stated he feels people really do have opinions on it, but does not believe the Council hears enough from the citizens.

Councilman Matthew Crowell said it was his understanding the fluoride issue was initially brought before the voters in the late 1960's. He asked why this is not something the City brings before the people for a vote to determine if they still want fluoride added to the water, based on the fact the recommendations are changing.

Mayor Magdits noted the Council has been talking about the fluoride issue a minimum of five years, maybe more. Speaking for himself, he said the reality is other than Mr. Stewart he has never had anyone in the community bring fluoride up as an issue. Mayor Magdits said the Council needs to be responsive and if there are people who want to talk about it, this is the forum and they should come forth and talk about it.

Councilman Don Morris recalled when this issue came up several years ago, he was approached by a woman who said she and her husband both grew up in Rolla and both had many dental problems. She told Mr. Morris after the fluoride was added to the water, their two daughters have never had a cavity. She encouraged Mr. Morris to vote against eliminating fluoride from the water. Mr. Morris indicated this is just one example of the people he has come across who have been very vocal about the fact we know what it was like before you added fluoride to the water.

**(J) RMU Employees:** Councilman Jim Williams complimented Rolla Municipal Utilities (RMU) employees who were in his neighborhood today removing a tree. He commended them on the professional job they did.

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

None.

**XI. CLOSED SESSION**

None.

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**XII. ADJOURNMENT**

Having no further business, the meeting adjourned at 7:37 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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