

**ROLLA CITY COUNCIL MEETING MINUTES  
MONDAY, JUNE 15, 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 Miller, Matthew Crowell, Kelly Long, Susan J. Eudaly, Don Morris, John K. Meusch, Jim Williams, Brian Woolley, Steven Jung, and Walt Bowe

**Council Members Absent:** None.

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

**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.

Councilman Kelly Long then led in the Pledge of Allegiance.

**I. PUBLIC HEARINGS**

None.

**II. SPECIAL PRESENTATIONS**

Mayor Magdits introduced the City's new Police Chief Sean Fagan.

Chief Fagan addressed the Council and said he is looking forward to working with the Police Department, City staff, and getting to meet each of the Council on an individual basis.

**(A) Review of Fiscal Year 2014 City of Rolla Independent Audit:** City Administrator John Butz noted this is the first year the City has used the firm of Hochschild, Bloom & Company, LLP to conduct the City's audit.

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**II. SPECIAL PRESENTATIONS (continued)**

**(A) Review of Fiscal Year 2014 City of Rolla Independent Audit (continued):** Ms. Tammy Alsop, partner Hochschild, Bloom & Company, LLP, provided an overview of the City's Fiscal Year 2014, audit report.

**(A.1.) Motion Accepting Fiscal Year 2014 Independent Audit:** A motion was made by Jordan and seconded by Eudaly to accept the Fiscal Year 2014 independent audit as presented. A voice vote on the motion showed twelve ayes, zero nays, and zero absent. Motion carried.

**(B) Bi-Annual Citizen Survey – ETC Leisure Vision:** Mr. Jason Morado, Project Manager with ETC Institute, presented the results of the 2015 DirectionFinder Survey. The Council was provided with a complete copy of the survey results.

**(C) Rolla Historic Preservation Commission:** Mr. Randy Stratman, Chairman of the Rolla Historic Preservation Commission, informed the Council the Commission is at the point of identifying/surveying properties as outlined in Ordinance No. 4106, dated August 2013. He reported that over the past six weeks, the Commission met twice with representatives from the State Historic Preservation Office (SHPO). Mr. Stratman said SHPO's idea of surveying the city is taking an area identified as an historic district. SHPO suggested taking an area of no more than 150 structures, paying a company to come in and survey them, and go from there. Mr. Stratman informed the Council there are 60%/40% grants available to survey 150 to 160 structures and the Commission has been told it would cost approximately \$20,000. The Commission would like to consider identifying 30 to 50 properties over the entire city and submit this plan to SHPO for grant consideration. He told the Council it would cost the City significantly less money and it would not occur until the next fiscal year. Mr. Stratman indicated the Commission would like to know if there is any interest from the Council in pursuing the grant. If not, the Commission would look at other avenues. Mr. Stratman said the Commission would submit the grant pre-application, which does not obligate the City, but it would give time to determine what the Council feels comfortable in doing.

City Administrator John Butz suggested the Council review the ordinance and discuss this further at its next meeting.

**III. OLD BUSINESS**

**(A) Ordinance Amending Certain Provisions of Chapter 42 of the Rolla City Code Pertaining to the Definition of “Dwelling, Attached Single Family Dwelling & Townhouse”:** Community Development Director John Petersen noted the subject ordinance would add the definition for an “Attached Single Family Home or Townhouse.” Additionally, provisions for “Building Design Standards” for “Attached Single Family Units” has been proposed. Mr. Petersen noted the Council, during their last meeting, voted to amend the subject ordinance by adding an additional story (three stories), provided a secondary means of egress be constructed on this third floor with an automatic sprinkler system through the building.

City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4212: AN ORDINANCE AMENDING CERTAIN PROVISIONS OF CHAPTER 42, OF THE ROLLA CITY CODE, KNOWN AS THE PLANNING AND ZONING CODE, ARTICLE III, ZONING, DEALING WITH ATTACHED SINGLE FAMILY/TOWNHOUSE UNITS. 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: Eudaly, Meusch, Jordan, Williams, Hines, Jung, Woolley, Long, Bowe, Crowell, Morris, and Miller. Nays; None. Absent; None. Motion carried. The ordinance passed.

**(B) Ordinance Amending Certain Provisions of Chapter 42 of the Rolla City Code Pertaining to “Area Requirements” for Maximum Number of Bedrooms Permitted in R-2 & R-3 Districts:** Community Development Director John Petersen noted the subject ordinance amends the City Code by allowing a maximum of four bedrooms per unit in an R-2 (Two Family District), and eight bedrooms per unit in an R-3 or R-3b (Multi-Family District).

City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4213: AN ORDINANCE AMENDING CERTAIN PROVISIONS OF CHAPTER 42, OF THE ROLLA CITY CODE, KNOWN AS THE PLANNING AND ZONING CODE, ARTICLE III, ZONING, DEALING WITH NUMBER OF BEDROOMS. A motion was made by Williams and seconded by Woolley to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Jung, Miller, Jordan, Hines, Woolley, Williams, Bowe, Crowell, Meusch, Long, Eudaly, and Morris. Nays; None. Absent; None. Motion carried. The ordinance passed.

**III. OLD BUSINESS (continued)**

**(C) Ordinance Amending Certain Provisions of Chapter 42 of the Rolla City Code Pertaining to Required Parking Spaces:** Community Development Director John Petersen recalled the Council, during its June 1, 2015, meeting, voted to amend the subject ordinance from one parking space per bedroom, as recommended by the Planning and Zoning Commission, to 0.66 spaces per bedroom with a minimum of two parking spaces for two bedroom units and above.

City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4214: AN ORDINANCE AMENDING CERTAIN PROVISIONS OF CHAPTER 42, OF THE ROLLA CITY CODE, KNOWN AS THE PLANNING AND ZONING CODE, ARTICLE III, ZONING. A motion was made by Williams and seconded by Long to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Miller, Bowe, Woolley, Williams, Hines, Meusch, Jordan, Morris, Long, Eudaly, and Crowell. Nays; Jung. Absent; None. Motion carried. The ordinance passed.

**(D) Ordinance Authorizing the Mayor to Enter into a Contract with Don Maggi, Inc., for Project 367- Osage, Longview & Second Street Improvements:** Public Works Director Steve Hargis asked the Council to consider the final reading of the subject ordinance, which authorizes the Mayor to enter into a contract with Don Maggi, Inc., for Project 367.

City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4215: 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 367. 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; Williams, Jordan, Jung, Eudaly, Woolley, Miller, Bowe, Crowell, Meusch, Long, Morris, and Hines. Nays; None. Absent; None. Motion carried. The ordinance passed.

**(E) Ordinance Authorizing the Mayor to Enter into a Contract with Rolla Asphalt, LLC. for 2015 Phase III Asphalt Improvements, Project 382 – Pine Street Overlay:** Mayor Magdits indicated the subject ordinance would authorize him to enter into a contract with Rolla Asphalt, LLC, for Project 382.

**III. OLD BUSINESS (continued)**

**(E) Ordinance Authorizing the Mayor to Enter into a Contract with Rolla Asphalt, LLC. for 2015 Phase III Asphalt Improvements, Project 382 – Pine Street Overlay (continued):** City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4216: 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 382. A motion was made by Williams and seconded by Jordan to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Bowe, Woolley, Miller, Williams, Hines, Long, Meusch, Jordan, Morris, Crowell, Eudaly, and Jung. Nays; None. Absent; None. Motion carried. The ordinance passed.

**(F) Ordinance Amending Section 14-44(a) of the Rolla City Code Pertaining to Discharging of Fireworks:** City Administrator John Butz explained the subject ordinance would amend the hours for discharging of fireworks from midnight on July 1,2,3, and 5 to 11 p.m. and on July 4 until midnight.

City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4217: AN ORDINANCE REPEALING SECTION 14-44(a) 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 14-44(a) IN LIEU THEREOF RELATING TO DISCHARGE OF FIREWORKS. A motion was made by Long and seconded by Eudaly to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Meusch, Eudaly, Miller, Crowell, Long, Jordan, Morris, and Williams. Nays; Jung, Hines, Woolley, and Bowe. Absent; None. Motion carried. The ordinance passed.

**IV. NEW 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 noted there has been quite a bit of discussion over the past several years regarding the amount of fluoride that is added to the city's water. About four years ago, the City was notified that the Center for Disease Control (CDC) and the Department of Health and Human Services (HHS) was contemplating a reduction of what had been the

**IV. NEW BUSINESS (continued)**

**(A) Ordinance Repealing Section 35-180 of the Rolla City Code and Enacting a New Section 35-180 in Lieu Thereof Pertaining to Fluoride (continued):** recommended level for fluoride addition. Mr. Butz pointed out that since the 1960's, the City adopted a standard of 1.0 PPM (parts per million), which Rolla Municipal Utilities (RMU) has been diligently adding. Mr. Butz reported the new standards were just issued and it has been recommended the amount of fluoride added to the water be reduced to 0.7 PPM. He pointed out this reduction is not a mandate, rather a recommendation on the safety levels from the CDC and HHS. Mr. Butz said the Rolla Board of Public Works recommends approval of the subject ordinance, which would only reduce the level of fluoride from 1.0 PPM to 0.7 PPM.

Mr. Robert Stewart, 1308 Hillview Drive, Rolla, Missouri, interjected and recommended the Council totally discontinue the use of fluoride.

City Counselor Carolyn Buschjost read the following proposed ordinance for its first reading, by title. ORDINANCE: 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.

**(B) Motion Authorizing the Formation and Process for the Fire Chief Search:** City Administrator John Butz indicated the recommended fire chief search is comparable to what the City did with the police chief search. He noted the search was done in-house with the use of an additional ex-officio member to do a lot of the background work, which staff would like to do in this instance. Mr. Butz referred the Council to the outline of key steps included in the search process. He said staff is recommending a six-member committee consisting of City Administrator John, Butz, Councilmen Kelly Long and Jim Williams, Retired Fire Chief Robert Woody (Fort Leonard Wood), Retired Rolla Fire Marshal Larry Seest, and Mr. Jim Packard.

A motion was made by Morris and seconded by Bowe to approve the Fire Chief Search Committee and process. A voice vote on the motion showed twelve ayes, zero nays, and zero absent. Motion carried.

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

None.

**VI. MAYOR/CITY COUNCIL COMMENTS**

**(A) RMU Service Availability Fee:** Councilman Jim Williams asked RMU General Manager Rodney Bourne about an article in the Rolla Daily News pertaining to the proposed increase in the Service Availability Fee. He said he thought it would go to a \$25 limit and remain there.

Mr. Bourne indicated there are different tiers for commercial users. On the residential single phase, the rate increased from \$15 to \$17.

Mr. Williams said he would rather see the utility rates increase than an increase in service availability fees.

Mr. Bourne announced the Board of Public Works would be conducting a public hearing on the proposed budget and rate increases at its meeting on June 22, 2015, and encouraged the public to attend.

**(B) Police Chief Search Committee:** Mr. Long publicly acknowledged the following individuals who served with him on the Police Chief Search Committee: Ms. Judy Jepsen, Mr. Ralph Roark, Mr. Mike Singleton, Councilman Jonathan Hines, City Administrator John Butz, and Mr. Keith Kilmer. He said it was a valuable and good experience and expressed his appreciation to them.

Mayor Magdits thanked the committee for their public service.

**(C) Summerfest:** Mayor Magdits thanked everyone who was associated with Summerfest for their work.

**(D) Vietnam Memorial Moving Wall:** Councilman Don Morris acknowledged and thanked Mr. Don Wilson who was instrumental in bringing the Vietnam Memorial Moving Wall to Rolla.

**(E) Use Tax Presentation:** Mayor Magdits encouraged the Council to attend a presentation from the State on Use Taxes, which will be held at the Phelps County Courthouse on June 24.

**VII. CITIZEN COMMUNICATION**

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

Mr. Tom Sager, 8 Laird Avenue, Rolla, Missouri, reported several thousand books were removed from the Library this evening. After construction, he said it would be an even harder job replacing the books, because they are on a floor. Mr. Sager invited the Council and citizens to help return the books to the Library in about three weeks.

No one else present addressed the Council.

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

None.

**IX. CLOSED SESSION**

None.

**X. ADJOURNMENT**

Having no further business, the meeting adjourned at 8:13 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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