AGENDA OF THE ROLLA CITY COUNCIL
Monday, August 1, 2016
City Hall Council Chambers
901 North Elm Street
6:30 P.M.

PRESIDING:  MAYOR LOUIS J. MAGDITS, IV

COUNCIL ROLL:  JONATHAN HINES, MONTY JORDAN, MATTHEW CROWELL, MATTHEW MILLER, KELLY LONG, SUSAN EUDALY, DON MORRIS, JOHN MEUSCH, JIM WILLIAMS, BRIAN WOOLLEY, STEVEN JUNG AND WALT BOWE

COUNCIL PRAYER
Ministerial Alliance

PLEDGE OF ALLEGIANCE
Councilman Don Morris

I. CONSENT AGENDA
A) Consider Approval of the City Council Minutes of:
   1) City Council Meeting – July 5, 2016
   2) City Council Meeting – July 18, 2016

II. PUBLIC HEARINGS
None.

III. ACKNOWLEDGMENTS and SPECIAL PRESENTATIONS

IV. REPORT OF MAYOR and COUNCIL/REPORTS OF BOARDS AND COMMISSIONS/CITY DEPARTMENTS
A) Environmental Services Department Monthly Report – June 2016
D) Planning and Zoning Commission Preliminary Meeting Minutes – July 12, 2016
E) Development Review Committee Meeting Minutes – June 28, 2016
H) The Centre Financial Analysis – May 2016
I) Parks Financial Analysis – May 2016
J) Health and Recreation Center Board Meeting Minutes – July 20, 2016
L) Rolla Municipal Utilities Monthly Reports – April, May & June 2016
M) Rolla Board of Public Works Meeting Minutes – April 26, May 31, & June 28, 2016
V. **OLD BUSINESS**
   A) Ordinance Approving the Rezoning of 1805, 1807, and 1809 N. Bishop Avenue from C-2 (General Retail District) to C-3 (Highway Commercial District) (Vessell) – **Final Reading**  
   (Community Development Director John Petersen) – **Final Reading**
   B) Ordinance Approving the Final Plat of Wands Second Addition (Wands Second)  
      (Community Development Director John Petersen) – **Final Reading**
   C) Ordinance Approving the Replat of Lot 11 of the Cedar Trail Planned Unit Development (PUD) (Cedar Trails LLC 4)- (Community Development Director John Petersen) – **Final Reading**

VI. **NEW BUSINESS**
   A) **Motion** to Set Public Hearing Regarding the Chapter 353 (Rolla Apts.) Development Plan  
      (City Administrator John Butz) - **Motion**

VII. **CLAIMS and/or FISCAL TRANSACTIONS**
   A) **Motion** Awarding Bid for Project 407, Phase III, 2016 Asphalt Overlay (6th Street) & an  
      **Ordinance** Authorizing the Mayor to Enter into a Contract with Pierce Asphalt, LLC for Same  
      (City Engineer Darin Pryor) - **Motion/First Reading**

VIII. **CITIZEN COMMUNICATION**
   A) Open Citizen Communication

IX. **MAYOR/CITY COUNCIL COMMENTS**

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

XI. **CLOSED SESSION**
   Pursuant to Section 610.021 RSMo. the City Council will discuss the following issues in Closed Session:
   A) Contract Negotiations

XII. **ADJOURNMENT**
ROLLA CITY COUNCIL MEETING MINUTES
TUESDAY, JULY 5, 2016; 6:30 P.M.
ROLLA CITY HALL COUNCIL CHAMBERS
901 NORTH ELM STREET

Presiding: Mayor Louis J. Magdits, IV

Council Members in Attendance: Monty Jordan, Matthew Miller, Matthew Crowell, Kelly Long, Susan J. Eudaly, Don Morris, Jim Williams, Brian Woolley, Steven Jung, and Walt Bowe

Council Members Absent: Jonathan Hines and John Meusch

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

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 Councilman Matthew Crowell to lead 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) Joint City Council/Phelps County Commission Meeting – June 6, 2016
2) Joint City Council/Phelps County Commission Closed Session Meeting – June 6, 2016
3) City Council Meeting- June 6, 2016
4) City Council Closed Session Meeting – June 6, 2016
5) City Council Meeting – June 20, 2016

II. PUBLIC HEARINGS

None.

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I.A.1.
III. ACKNOWLEDGEMENTS 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 May 2016, Environmental Services Department Monthly Report; (B) the May 2016, Police Department Monthly Report; (C) the May 2016, Animal Control Division Monthly Report; (D) the June 14, 2016, Planning and Zoning Commission Preliminary Meeting Minutes; (E) the May 31, 2016, Development Review Committee Meeting Minutes; (F) the May 2016, Fire and Rescue Department Monthly Report; (G) the May 2016, Building Codes Monthly Report; (H) the April 20, May 25, and June 15, 2016, Health and Recreation Center Board Meeting Minutes.

V. OLD BUSINESS

(A) Ordinance Approving the Rezoning of Lot 1 Country Hills Subdivision from C-3 (Highway Commercial District) Zoning to R-3 (Multi-Family District) Zoning (Rolla Residential, LLC): Community Development Director John Petersen noted this is a rezoning case involving property located at Forum Drive and Old St. James Road. He pointed out the property is currently zoned C-3 (Highway Commercial District) and consists of 18.60 acres. Mr. Petersen said the proposed use of the property is an assisted living facility.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4285: AN ORDINANCE TO APPROVE THE REZONING OF LOT 1, COUNTRY HILLS SUBDIVISION, FROM C-3 (HIGHWAY COMMERCIAL DISTRICT) ZONING TO R-3 (MULTI-FAMILY DISTRICT) ZONING. (ROLLA RESIDENTIAL, LLC). 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: Long, Crowell, Miller, Eudaly, Jung, Woolley, Jordan, Morris, Bowe, and Williams. Nays: None. Absent: Hines and Meusch. Motion carried. The ordinance passed.

(B) Ordinance Annexing Two Tracts Located at the Intersection of 100 Lovers Lane & County Road 3000 & Zone the Property to R-1 (Single-Family District) Zoning (Ismail): Community Development Director John Petersen explained the

JULY 5, 2016
V. OLD BUSINESS (continued)

(B) Ordinance Annexing Two Tracts Located at the Intersection of 100 Lovers Lane & County Road 3000 & Zone the Property to R-1 (Single-Family District) Zoning (Ismail) (continued): applicant, Mr. Maher Ismail is requesting the annexation and zoning of the property located at the northeast corner of Lovers Lane and Soest Road. He noted the subject property consists of 2.02 acres. Mr. Petersen recalled the Council, during their last meeting, voted to amend the proposed rezoning from R-3 (Multi-Family District) to R-1 (Single Family District).

Following some discussion, City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4286: AN ORDINANCE REQUESTING THE ANNEXATION OF A 2.02 ACRE TRACT AT 100 LOVERS LANE AND ZONE THE PROPERTY FROM NZ (NO ZONE) TO R-1 (SINGLE-FAMILY DISTRICT) ZONING, (ISMAIL). 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; Jordan, Williams, Jung, Woolley, Miller, Bowe, Crowell, Long, Morris, and Eudaly. Nays; None. Absent; Hines and Meusch. Motion carried. The ordinance passed.

(C) Ordinance Vacating State Street Right-of-Way Between the North Right-of-Way of 11th St. & the South Right-of-Way of Miner Circle (Missouri S&T): Community Development Director John Petersen explained Missouri S&T has requested the right-of-way vacations of the subject properties primarily to allow the University to enforce its tobacco free campus, which begins on August 1, 2016.

After discussion, a motion was made by Long and seconded by Eudaly to amend the subject ordinance to address the 14th Street vacation and remove consideration of the State Street vacation. A voice vote on the motion showed eight ayes, two nays, and two absent. Motion carried.

City Counselor Lance Thurman read the following proposed ordinance for its final reading, by title, as amended. ORDINANCE NO. 4287: AN ORDINANCE APPROVING THE VACATION OF 14TH STREET WEST OF PINE STREET COMPRISING A 493' X 60' PARCEL TO THE MISSOURI UNIVERSITY OF SCIENCE & TECHNOLOGY. THE VACATED RIGHT-OF-WAY SHALL BE RETAINED AS A UTILITY EASEMENT. (MISSOURI S&T). A motion was made by Williams and seconded by Long to approve the proposed ordinance, as amended. A roll call vote on the motion showed the following: Ayes; Bowe, Williams, Jung, Long, Morris, Eudaly, and Jordan. Nays; Woolley, Miller, and Crowell. Absent; Hines and Meusch. Motion carried. The ordinance passed.
V. OLD BUSINESS (continued)

(C) Ordinance Vacating State Street Right-of-Way Between the North Right-of-Way of 11th St. & the South Right-of-Way of Miner Circle (Missouri S&T) (continued): City Administrator John Butz said staff would report to the University that the Council approved an amendment to the ordinance, which approved the vacation of 14th Street, but had reservations on the vacation of State Street.

Mayor Magdits suggested telling the University the Council's concern is having another ingress and egress to the Havener Center.

(D) Ordinance Amending Chapter 18 of the Rolla City Code Pertaining to Garbage, Trash, and Refuse: Environmental Services Director Brady Wilson informed the Council that the Council Committee met since this issue was first presented and recommends using Sections 36-2 and 36-10 of the Rolla City Code to enforce removal of containers from the sidewalk and gutters. Additionally, the Committee is recommending amendments to Chapter 18 by changing the definitions of residential and commercial customers so that any residential dwellings above a duplex are treated as commercial customers. Mr. Wilson also noted Sec. 18-7 of the Code would be amended by making the property owners responsible for seeing this is enforced on their property as opposed to gain compliance through the tenants.

After much discussion, City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE NO. AN ORDINANCE REPEALING CHAPTER 18, GARBAGE, TRASH AND REFUSE, OF THE CODE OF THE CITY OF ROLLA, MISSOURI, AND ENACTING A NEW CHAPTER 18, GARBAGE, TRASH AND REFUSE, IN LIEU THEREOF.

VI. NEW BUSINESS

(A) Ordinance Amending Sections 27-92, 27-98, and 27-118 of the Rolla City Code Pertaining to Parking: Public Works Director Steve Hargis commented on the proposed changes to the traffic code and entertained questions from the Council.

City Administrator John Butz added staff would include maps and more information on the requested at its next meeting.
VI. NEW BUSINESS (continued)


(B) Ordinance Amending Sections 33-54 Through 33-63 of the Rolla City Code Pertaining to Pawnbrokers: Police Chief Sean Fagan recalled that during the Council’s last meeting, several recommended changes were made to the proposed pawnshop ordinance. He noted they have been incorporated in the draft provided in the agenda packets. Chief Fagan asked the Council to consider approving the proposed ordinance.

City Counselor Lance Thurman said he believed the Council’s intent for the definition of a “Person of Good Moral Character” to be only felony offenses. He suggested the ordinance be amended to reflect this before its final reading.

City Counselor Lance Thurman read the following proposed ordinance for its first reading, by title. ORDINANCE NO.: AN ORDINANCE REPEALING ARTICLE VI. PAWNBROKERS, SECTIONS 33-54 THROUGH 33-63 OF THE GENERAL ORDINANCES OF THE CITY OF ROLLA, MISSOURI, KNOWN AS THE CODE OF THE CITY OF ROLLA, MISSOURI, AND ENACTING A NEW ARTICLE VI. PAWN BROKERS, SECOND HAND DEALERS, SCRAP METAL DEALERS, PRECIOUS METALS DEALERS, PAWN SHOPS AND ANY OTHER BUSINESS THAT DEALS IN PRE-OWNED ITEMS ON A REGULAR BASIS, NEW SECTIONS 33-54 THROUGH 33-63, IN LIEU THEREOF.

VII. CLAIMS and/or FISCAL TRANSACTIONS

(A) Motion Authorizing the Purchase and Installation of an Evidence Storage System: Police Chief Sean Fagan asked the Council to consider authorizing the purchase of a space saver mobile shelving storage system for the Police Department’s evidence room. He recommended the use of drug asset forfeiture money to make this purchase. Chief Fagan also recommended purchasing the system from Bradford Systems of St. Louis, Missouri, who was awarded the Missouri State Bid at a cost of $23,315.00.
VII. CLAIMS and/or FISCAL TRANSACTIONS (continued)

(A) Motion Authorizing the Purchase and Installation of an Evidence Storage System (continued): A motion was made by Williams and seconded by Eudaly to authorize the purchase and installation of an evidence storage system from Bradford Systems, St. Louis, Missouri for $23,315.00. A voice vote on the motion showed ten ayes, zero nays, and two absent. Motion carried.

(B) Motion Authorizing the Mayor to Execute a Change Order with Donald Maggi, Inc., for Project 388 – 2016 Street Improvements: Public Works Director Steve Hargis explained that during a reconstruction job on Fairground Road, some rotten storm sewer was discovered and the storm sewer was replaced. He informed the Council he received permission from City Administrator John Butz to change order an existing contract with Donald Maggi, Inc. for this project. A motion was made by Williams and seconded by Morris authorizing the Mayor to execute a change order with Donald Maggi, Inc., for Project 388 – 2016 Street Improvements (Keeton Road, Shady Lane, and Fairgrounds Road) for $57,564.90. A voice vote on the motion showed ten ayes, zero nays, and two absent. Motion carried.

(C) Ordinance Authorizing the Mayor to Execute a Grant Award of Contract with the State of Missouri Emergency Management Agency (SEMA): Fire Chief Ron Smith explained the Fire Department has applied for a 50/50 grant of $10,100 through the State of Missouri. He informed the Council this grant could be used for personnel, supplies, and benefits for Emergency Management Director Matt Griggs. Due to the deadline of July 15, 2016, Chief Smith 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. 4288: AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF ROLLA, MISSOURI TO EXECUTE ON BEHALF OF THE CITY OF ROLLA, MISSOURI, A GRANT AWARD OF CONTRACT BETWEEN THE CITY OF ROLLA, MISSOURI, AND THE STATE OF MISSOURI EMERGENCY MANAGEMENT AGENCY (SEMA). A motion was made by Morris and seconded by Jordan to suspend the rules and 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 Eudaly to approve the proposed ordinance. A roll call vote on the motion showed the following: Crowell, Eudaly, Jung, Jordan, Miller, Bowe, Williams, Long, Morris, and Woolley. Nays: None. Absent: Hines and Meusch. Motion carried. The ordinance passed.
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VIII. CITIZEN COMMUNICATION

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

No one present addressed the Council.

IX. MAYOR/CITY COUNCIL COMMENTS

(A) Motion Appointing Ms. Sue Arnold (June 2019), Mr. Andrew Meggett (June 2019), Mr. Larry Thomas (June 2018), Mr. Ken Kwantes (June 2018), and Ms. Susan Wrassman (June 2017) to the Parks Advisory Commission: A motion was made by Long and seconded by Eudaly to appoint Ms. Sue Arnold, Mr. Andrew Meggett, Mr. Larry Thomas, Mr. Ken Kwantes, and Ms. Susan Wrassman to the Parks Advisory Commission. A voice vote on the motion showed ten ayes, zero nays, and two absent. Motion carried.

(B) Motion Reappointing Mr. Keith Strassner to the Rolla Enhanced Enterprise Zone Board (June 2021): A motion was made by Long and seconded by Eudaly to reappoint Mr. Keith Strassner to the Rolla Enhanced Enterprise Zone Board. A voice vote on the motion showed ten ayes, zero nays, and two absent. Motion carried.

(C) Motion Reappointing Mr. Bill Marshall to the Tax Increment Financing Commission (TIF) (Feb. 2020): A motion was made by Long and seconded by Eudaly to reappoint Mr. Bill Marshall to the Tax Increment Financing Commission. A voice vote on the motion showed ten ayes, zero nays, and two absent. Motion carried.

X. COMMENTS FOR THE GOOD OF THE ORDER

(A) High Grass: Councilman Williams commented on the areas in town where residents and property owners are not mowing their grass. He said the City looks so much better when the grass is mowed. Mr. Williams specifically encouraged property managers to make sure the grass is cut. He said he is disgusted with the people who own property and do not take care of it. Council discussion followed.

JULY 5, 2016

I. A. T.
XI. CLOSED SESSION

None.

XII. ADJOURNMENT

Having no further business, the meeting adjourned at 7:44 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

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CITY CLERK                MAYOR
ROLLA CITY COUNCIL MEETING MINUTES
MONDAY, JULY 18, 2016; 6:30 P.M.
ROLLA CITY HALL COUNCIL CHAMBERS
901 NORTH ELM STREET

Presiding: Mayor Louis J. Magdits, IV


Council Members Absent: Steven Jung

Department Directors in Attendance: Public Works Director Steve Hargis, Environmental Services Director Brady Wilson, Community Development Director John Petersen, Parks and Recreation Director Floyd Jernigan, Police Chief Sean Fagan, Finance Director Steffanie Rogers, and 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 said he wanted to begin this meeting differently. He explained the events of Dallas, Texas and Baton Rouge, Louisiana, have the safety of our law enforcement personnel in the forefront of everyone’s mind. Although Rolla may not have the type or frequency of violent crimes these other areas have, Mayor Magdits stated it does not mean our officers are not ever put in harm’s way. He said following the Dallas events last week, Police Chief Sean Fagan presented a prayer to the officers. He then asked Chief Fagan to present that prayer this evening.

Following the prayer, Councilman Kelly Long led in the Pledge of Allegiance.

I. PUBLIC HEARINGS

(A) Ordinance Approving the Rezoning of 1805, 1807, and 1809 N. Bishop Avenue from C-2 (General Retail District) to C-3 (Highway Commercial District) (Vessell): Community Development Director John Petersen said rezoning the subject property from C-2 (General Retail District) to C-3 (Highway Commercial District) would be consistent with the character of the area and how it has changed. The property consists of 1.1 acres and the proposed use of the property is the MFA Break Time Convenience Store. Mr. Petersen reported the Planning and Zoning Commission recommend approval of the rezoning request.

JULY 18, 2016

[Signature]
I. PUBLIC HEARINGS (continued)

(A) Ordinance Approving the Rezoning of 1805, 1807, and 1809 N. Bishop Avenue from C-2 (General Retail District) to C-3 (Highway Commercial District) (Vessell) (continued): After some Council discussion, Mr. Tim Crockett, Crockett Engineering Consultants, Columbia, Missouri, and Mr. Curtis Cheney, Vice President of Operations for MFA Break Time, Columbia, Missouri, addressed the Council. Mr. Crockett informed the Council the underground tanks would be located on the property and the fuel tanker would access the site internally. He assured the Council the tanker would not overhang into the right-of-way or roadway. Regarding the Missouri Department of Transportation’s (MoDOT) concerns, Mr. Crockett said the traffic is already there and this business is not a major traffic generator.

Mayor Magdits opened the public hearing to anyone wishing to address the Council concerning the subject-rezoning request.

Mr. Dale Wands, 606 Penny Lane, Rolla, Missouri, encouraged the Council to vote for this rezoning request because a business was located there previously. He said he understands there is a concern about traffic, but there is always going to be traffic concerns. Mr. Wands pointed out the property owner is a person who has a substantial amount of money invested in land. If he cannot use the land, it is useless. Mr. Wands said his opinion is to approve the rezoning request and let MoDOT and the City figure out the traffic concerns.

Mr. Mike Woessner, 1703 N. Bishop, Rolla, Missouri, representing the Vessells in this endeavor, said there are many people who come through town who turn left into the Mobil station to get fuel and then have to turn left again to get out, which requires them to cross traffic. However, with the MFA Break Time, traffic would have a right turn in and a right turn out. He explained people coming to town will see a gas station/convenience store on the right hand side and they will naturally take that first store instead of trying to cross traffic. Mr. Woessner stated he believes this will reduce some of the traffic congestion, especially in front of his office.

No one else present addressed the Council. Mayor Magdits closed the public hearing.

City Counselor Carolyn Buschjost read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE APPROVING THE REZONING OF THREE PARCELS LOCATED AT 1805, 1807, AND 1809 NORTH BISHOP AVENUE FROM C-2 (GENERAL RETAIL DISTRICT) ZONING TO C-3 (HIGHWAY COMMERCIAL DISTRICT) ZONING. (VESSELL).

JULY 18, 2016

I.A.10.
II. ACKNOWLEDGEMENTS AND SPECIAL PRESENTATIONS

(a) Rolla Dog Park: Mr. Kent Bagnall and Ms. Crystal Watson presented a proposal to the Council about a possible dog park in Buehler Park.

Mayor Magdits encouraged citizens to provide feedback to their Council representatives regarding the dog park.

III. OLD BUSINESS

(A) Ordinance Amending Chapter 18 of the Rolla City Code Pertaining to Garbage, Trash, and Refuse: Mayor Magdits requested that this item be set aside for a few weeks.

City Administrator John Butz indicated the Council Committee has had several meetings discussing the issue of trash containers at the curb. He noted the major change in the ordinance is to make the property owners responsible. While recently discussing how to do the enforcement mechanism and in discussions with City Prosecutor Brad Neckermann and City Counselor Lance Thurman, it was suggested staff meet with a number of the property owners and managers about the problem. Mr. Butz said the Council could then enact the ordinance within the next month.

After discussion, a motion was made by Williams and seconded by Bowe to set aside consideration of the subject ordinance until the August 15, 2016, meeting. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

(B) Ordinance Amending Sections 27-92, 27-98, and 27-118 of the Rolla City Code Pertaining to Parking: Public Works Director Steve Hargis provided an overview of the recommended changes to the traffic code pertaining to parking.

City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4289: AN ORDINANCE AMENDING SECTIONS 27-92, 27-98 AND 27-118 OF THE GENERAL ORDINANCES OF THE CITY OF ROLLA, MISSOURI KNOWN AS THE CODE OF THE CITY OF ROLLA, MISSOURI, RELATING TO PARKING. A motion was made by Jordan and seconded by Long to approve the proposed ordinance. A roll call vote on the motion showed the following: Ayes; Morris, Woolley, Miller, Hines, Meusch, Jordan, Bowe, Crowell, Eudaly, and Long. Nays; Williams. Absent; Jung. Motion carried. The ordinance passed.

JULY 18, 2016
III. OLD BUSINESS (continued)

(C) Ordinance Amending Sections 33-54 Through 33-63 of the Rolla City Code Pertaining to Pawnbrokers: Police Chief Sean Fagan noted based on the advice of City Counselor Lance Thurman at the last meeting, the definition of a “Person of Good Moral Character” was amended to read as follows: “A person who has no findings of guilt involving any felony offense or offense where range of punishment exceeds one year, within a five (5) year period.”

City Counselor Carolyn Buschjost read the following proposed ordinance for its final reading, by title. ORDINANCE NO. 4290: AN ORDINANCE REPEALING ARTICLE VI. PAWN BROKERS, SECTIONS 33-54 THROUGH 33-63 OF THE GENERAL ORDINANCES OF THE CITY OF ROLLA, MISSOURI, KNOWN AS THE CODE OF THE CITY OF ROLLA, MISSOURI, AND ENACTING A NEW ARTICLE VI. PAWN BROKERS, SECOND HAND DEALERS, SCRAP METAL DEALERS, PRECIOUS METALS DEALERS, PAWN SHOPS AND ANY OTHER BUSINESS THAT DEALS IN PRE-OWNED ITEMS ON A REGULAR BASIS, NEW SECTIONS 33-54 THROUGH 33-63, IN LIEU THEREOF. 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; Hines, Long, Williams, Jordan, Miller, Eudaly, Crowell, Meusch, Woolley, Morris, and Bowe. Nays; None. Absent; Jung. Motion carried. The ordinance passed.

IV. NEW BUSINESS

(A) Ordinance Approving the Final Plat of Wands Second Addition (Wands Second): Community Development Director John Petersen pointed out the subject property is located near the intersection of North Oak Street and 12th Street. The request is to remove the interior lot lines to support the redevelopment of substandard buildings.

Following discussion concerning future on-street parking concerns, City Counselor Carolyn Buschjost read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE APPROVING THE PLAT OF WANDS SECOND SUBDIVISION, A SUBDIVISION LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 2, TOWNSHIP 37 NORTH, RANGE 8 WEST, ROLLA, MISSOURI, THIS PLAT BEING A MINOR SUBDIVISION, TO CONSOLIDATE EXISTING INTERIOR PROPERTY LINES AND TO ESTABLISH A SINGLE LOT 1 (.81 ACRE) FOR FUTURE DEVELOPMENT IN ROLLA, PHELPS COUNTY, MISSOURI, (WANDS SECOND).

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IV. NEW BUSINESS (continued)

(B) Ordinance Approving the Replat of Lot 11 of the Cedar Trail Planned Unit Development (PUD) (Cedar Trails LLC 4): Community Development Director John Petersen informed the Council the applicant is requesting the renumbering of Lot 11 and creating Lots 13 through 18. He emphasized the PUD is not impacted by this change. Mr. Petersen said this would allow the individual sale of the lots.

City Counselor Carolyn Buschjost read the following proposed ordinance for its first reading, by title. ORDINANCE: AN ORDINANCE APPROVING THE RESUBDIVISION OF LOT 11 OF THE CEDAR TRAILS PLANNED UNIT DEVELOPMENT (PUD), PLAT NUMBER 3, (AMENDED) BEING A MINOR RESUBDIVISION TO ESTABLISH SIX NEW LOTS (LOT 13 TO LOT 18), TO ALLOW THE CONSTRUCTION OF NOT MORE THAN SIX, TWO STORY, FOUR-PLEX DWELLING UNITS IN THE CITY OF ROLLA, PHELPS COUNTY, MISSOURI (CEDAR TRAILS LLC 4).

Mr. Petersen noted the applicant has requested the Council consider the final reading of the subject ordinance at this meeting. The Council did not act on this request.

V. CLAIMS and/or FISCAL TRANSACTIONS

(A) Motion Approving the Sold Surplus Assets Through GovDeals and Purple Wave Auctions: City Administrator John Butz recalled the Council previously authorized City staff to sell surplus items through GovDeals, EBay, etc. and to periodically report to Council. For the first time, the City sold an item on Purple Wave, which specializes in more heavy equipment. Mr. Butz asked the Council to consider a motion to ratify the first half of 2016 listing of online surplus sales. A motion was made by Williams and seconded by Eudaly to ratify the online surplus sales on GovDeals and Purple Wave from January 12, 2016 through June 27, 2016. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

VI. MAYOR/CITY COUNCIL COMMENTS

(A) Motion Reappointing Mr. Don Brown to the Planning and Zoning Commission (May 2020): A motion was made by Jordan and seconded by Eudaly to reappoint Mr. Don Brown to the Planning and Zoning Commission. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.
VI. MAYOR/CITY COUNCIL COMMENTS (continued)

(B) Motion Reappointing Dr. Delbert Day, Mr. Don Morris and Mr. William E. Hoertel to the Airport Advisory Committee (July 2018): A motion was made by Williams and seconded by Hines to reappoint Dr. Delbert Day, Mr. Don Morris, and Mr. William E. Hoertel to the Airport Advisory Committee. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

(C) Motion Appointing Mr. Chris Beaugard as the City’s Representative to the Phelps County University Extension Council: A motion was made by Long and seconded by Eudaly to appoint Mr. Chris Beaugard as the City’s Representative to the Phelps County University Extension Council. A voice vote on the motion showed eleven ayes, zero nays, and one absent. Motion carried.

VII. CITIZEN COMMUNICATION

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

(1) Tom Sager, 8 Laird Avenue, Rolla, Missouri and representing the Citizens for the Preservation of Buehler Park, stated Buehler Park is one of Rolla’s great success stories. While he is not against having a dog park in Rolla, he said he is against putting a dog park in Buehler Park. Mr. Sager said he does not think a dog park would be a fitting memorial to Rolla’s first citizen, Dr. Henry Buehler, and does not believe it is what the Chamber of Commerce in 1958 had in mind when they dedicated this park to the City. While he has no problems with the rest of the dog park proposal, he asked the Council to reject the part about putting it in Buehler Park.

Mayor Magdits stated the City Council wants to see what the capital expenditures and the vision for Buehler Park is down the road. The citizens will hear about this tonight and provide feedback to the Council. He suggested letting the matter set for a few weeks.

(2) Dale Wands, 606 Penny Lane, Rolla, Missouri, stated he almost feels the need to apologize. He told the Council he purchased two old buildings on Oak Street, they are not much to talk about and probably need to be taken down. Mr. Wands said he was blindsided when he learned he would be required to dedicate part of his subdivision as a park or pay cash to the City and to provide a detention pond or pay cash. He told the Council it would cost him $1,900 to do this. Mr. Wands informed the Council he could just build across property lot lines and it would not be an issue.
VIII. COMMENTS FOR THE GOOD OF THE ORDER

None.

IX. CLOSED SESSION

None.

X. ADJOURNMENT

Having no further business, the meeting adjourned at 8:11 p.m.

Minutes respectfully submitted by City Clerk Carol Daniels.

____________________  ______________________
CITY CLERK                  MAYOR
# MATERIALS COLLECTED & SHIPPED
FROM RECYCLING CENTER
(Based on Calendar Year)

<table>
<thead>
<tr>
<th>Material</th>
<th>June 2016</th>
<th>May 2016</th>
<th>June 2015</th>
<th>Year-to-Date 2016</th>
<th>Year-to-Date 2015</th>
<th>Yearly Total 2015</th>
</tr>
</thead>
<tbody>
<tr>
<td>Cardboard</td>
<td>106.4 ton</td>
<td>130.1 ton</td>
<td>131.2 ton</td>
<td>754.5 ton</td>
<td>750.4 ton</td>
<td>1,718.9 ton</td>
</tr>
<tr>
<td>Newspaper</td>
<td>41.6 ton</td>
<td>40.7 ton</td>
<td>60.5 ton</td>
<td>224.4 ton</td>
<td>254.1 ton</td>
<td>500.2 ton</td>
</tr>
<tr>
<td>High Grade Paper</td>
<td>17.9 ton</td>
<td>41.7 ton</td>
<td>20.0 ton</td>
<td>182.3 ton</td>
<td>167.4 ton</td>
<td>314.1 ton</td>
</tr>
<tr>
<td>Aluminum</td>
<td>2.4 ton</td>
<td>0.0 ton</td>
<td>0.0 ton</td>
<td>5.6 ton</td>
<td>5.1 ton</td>
<td>10.9 ton</td>
</tr>
<tr>
<td>Tin/Steel Cans</td>
<td>4.4 ton</td>
<td>4.3 ton</td>
<td>6.0 ton</td>
<td>27.9 ton</td>
<td>31.1 ton</td>
<td>57.7 ton</td>
</tr>
<tr>
<td>Plastic</td>
<td>0.0 ton</td>
<td>16.0 ton</td>
<td>22.0 ton</td>
<td>59.1 ton</td>
<td>87.0 ton</td>
<td>135.0 ton</td>
</tr>
<tr>
<td>Glass</td>
<td>43.2 ton</td>
<td>20.4 ton</td>
<td>20.7 ton</td>
<td>164.5 ton</td>
<td>111.7 ton</td>
<td>253.5 ton</td>
</tr>
<tr>
<td>Batteries</td>
<td>0.0 ton</td>
<td>0.0 ton</td>
<td>0.0 ton</td>
<td>0.8 ton</td>
<td>1.6 ton</td>
<td>1.6 ton</td>
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<tr>
<td>Electronic Waste</td>
<td>3.9 ton</td>
<td>3.0 ton</td>
<td>2.8 ton</td>
<td>21.8 ton</td>
<td>20.5 ton</td>
<td>48.7 ton</td>
</tr>
<tr>
<td>Household HW</td>
<td>0.0 ton</td>
<td>0.0 ton</td>
<td>0.0 ton</td>
<td>1.3 ton</td>
<td>2.3 ton</td>
<td>6.8 ton</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>219.8 ton</strong></td>
<td><strong>256.2 ton</strong></td>
<td><strong>263.2 ton</strong></td>
<td><strong>1,442.2 ton</strong></td>
<td><strong>1,431.2 ton</strong></td>
<td><strong>3,047.4 ton</strong></td>
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</table>

## SERVICES PROVIDED

<table>
<thead>
<tr>
<th>Type of Service</th>
<th>June 2016</th>
<th>May 2016</th>
<th>June 2015</th>
<th>Year-to-Date 2016</th>
<th>Year-to-Date 2015</th>
<th>Yearly Total 2015</th>
</tr>
</thead>
<tbody>
<tr>
<td>Special Pick-ups</td>
<td>100</td>
<td>84</td>
<td>146</td>
<td>426</td>
<td>502</td>
<td>902</td>
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<tr>
<td>Paper Shredding</td>
<td>6.5 hours</td>
<td>7.5 hours</td>
<td>8.0 hours</td>
<td>60.0 hours</td>
<td>49.5 hours</td>
<td>148.5 hours</td>
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<tr>
<td>Reported Trash Nusances</td>
<td>45</td>
<td>54</td>
<td>53</td>
<td>267</td>
<td>278</td>
<td>587</td>
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<tr>
<td>Households Dropping Off Hazardous Waste</td>
<td>121</td>
<td>95</td>
<td>87</td>
<td>488</td>
<td>436</td>
<td>866</td>
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## DISPOSAL TONNAGE
(Sanitation Division)

<table>
<thead>
<tr>
<th>Material</th>
<th>June 2016</th>
<th>May 2016</th>
<th>June 2015</th>
<th>Year-to-Date 2016</th>
<th>Year-to-Date 2015</th>
<th>Yearly Total 2015</th>
</tr>
</thead>
<tbody>
<tr>
<td>Refuse</td>
<td>1,364.1 ton</td>
<td>1,582.4 ton</td>
<td>1,383.8 ton</td>
<td>8,058.3 ton</td>
<td>8,026.2 ton</td>
<td>16,051.4 ton</td>
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</table>
June 2016

Part I Crimes

<table>
<thead>
<tr>
<th></th>
<th>Criminal Homicide</th>
<th>Rape</th>
<th>Robbery</th>
<th>Felony Assault</th>
<th>Burglary</th>
<th>Larceny</th>
<th>Auto Theft</th>
<th>Arson</th>
<th>Total Part I Crimes</th>
</tr>
</thead>
<tbody>
<tr>
<td>This Month</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>2</td>
<td>12</td>
<td>46</td>
<td>3</td>
<td>0</td>
<td>63</td>
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<tr>
<td>Year to Date</td>
<td>2</td>
<td>5</td>
<td>3</td>
<td>27</td>
<td>53</td>
<td>241</td>
<td>13</td>
<td>2</td>
<td>346</td>
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# Rolla Police Department
## Calls for Service
### June 2016

<table>
<thead>
<tr>
<th>CFS</th>
<th>Total</th>
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</thead>
<tbody>
<tr>
<td>Abandoned Vehicle</td>
<td>17</td>
</tr>
<tr>
<td>Abandoned/Recovered Prop</td>
<td>12</td>
</tr>
<tr>
<td>Accident - Injury</td>
<td>13</td>
</tr>
<tr>
<td>Accident - Leave the scene</td>
<td>13</td>
</tr>
<tr>
<td>Accident - No Injury</td>
<td>40</td>
</tr>
<tr>
<td>Accident - Private Property</td>
<td>31</td>
</tr>
<tr>
<td>Accident - Road Blocked</td>
<td>8</td>
</tr>
<tr>
<td>Alarm LE</td>
<td>47</td>
</tr>
<tr>
<td>Animal Control</td>
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<tr>
<td>Assault</td>
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<tr>
<td>Assist Agency</td>
<td>12</td>
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<tr>
<td>Assist Ambulance</td>
<td>30</td>
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<tr>
<td>Assist Citizen</td>
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<tr>
<td>Assist Fire</td>
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</tr>
<tr>
<td>Assist Law Agency</td>
<td>40</td>
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<tr>
<td>Assist Motorist</td>
<td>25</td>
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<tr>
<td>Benevolent Fund</td>
<td>6</td>
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<tr>
<td>Building Check</td>
<td>22</td>
</tr>
<tr>
<td>Building Lockout</td>
<td>2</td>
</tr>
<tr>
<td>Burglary</td>
<td>13</td>
</tr>
<tr>
<td>Busy/Out At</td>
<td>187</td>
</tr>
<tr>
<td>Call for Police</td>
<td>44</td>
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<tr>
<td>Check Well Being</td>
<td>64</td>
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<tr>
<td>Checkpoint</td>
<td>1</td>
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<tr>
<td>Child Abuse</td>
<td>1</td>
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<tr>
<td>Court</td>
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<td>Crossing Guard</td>
<td>5</td>
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<td>CWB 911 Hangup</td>
<td>286</td>
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<tr>
<td>D.A.R.E</td>
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<tr>
<td>Death</td>
<td>3</td>
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<tr>
<td>Destruction of Property</td>
<td>14</td>
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<tr>
<td>Disturbance - Fireworks</td>
<td>4</td>
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<tr>
<td>Disturbance - Other</td>
<td>36</td>
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<tr>
<td>Domestic Violence</td>
<td>38</td>
</tr>
<tr>
<td>Driving While Intoxicated</td>
<td>19</td>
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<tr>
<td>Escort - Bank</td>
<td>2</td>
</tr>
<tr>
<td>Escort - Courtesy</td>
<td>17</td>
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<tr>
<td>Escort - Funeral</td>
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<td>Exparte Violation</td>
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<tr>
<td>Field Interview</td>
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<tr>
<td>Fight</td>
<td>5</td>
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<tr>
<td>Fingerprints</td>
<td>10</td>
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<tr>
<td>Follow Up</td>
<td>131</td>
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<tr>
<td>Fraud</td>
<td>22</td>
</tr>
<tr>
<td>Harassment</td>
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<table>
<thead>
<tr>
<th>CFS</th>
<th>Total</th>
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<tbody>
<tr>
<td>Hazardous Material</td>
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<tr>
<td>Information Request</td>
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<td>Intoxicated Person</td>
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<tr>
<td>Juvenile Complaint</td>
<td>12</td>
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<tr>
<td>Keep the Peace/Standby</td>
<td>17</td>
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<tr>
<td>Kidnapping</td>
<td>2</td>
</tr>
<tr>
<td>Leave without Pay</td>
<td>12</td>
</tr>
<tr>
<td>Liquor Violation</td>
<td>1</td>
</tr>
<tr>
<td>Littering/Dumping</td>
<td>3</td>
</tr>
<tr>
<td>Loitering</td>
<td>5</td>
</tr>
<tr>
<td>Lost or Stolen Property</td>
<td>8</td>
</tr>
<tr>
<td>Loud Noise Complaint</td>
<td>21</td>
</tr>
<tr>
<td>Malicious Mischief</td>
<td>2</td>
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<tr>
<td>Mental Health</td>
<td>16</td>
</tr>
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<td>Missing Person</td>
<td>7</td>
</tr>
<tr>
<td>Narcotics Violation</td>
<td>26</td>
</tr>
<tr>
<td>Open Door</td>
<td>1</td>
</tr>
<tr>
<td>Paper Service</td>
<td>35</td>
</tr>
<tr>
<td>Prisoner Transport</td>
<td>5</td>
</tr>
<tr>
<td>Property Damage - NonCriminal</td>
<td>2</td>
</tr>
<tr>
<td>Prowler</td>
<td>5</td>
</tr>
<tr>
<td>Public Relations</td>
<td>15</td>
</tr>
<tr>
<td>Runaway</td>
<td>13</td>
</tr>
<tr>
<td>Security Check</td>
<td>169</td>
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<tr>
<td>Selective Enforcement</td>
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<tr>
<td>Sex Offense</td>
<td>8</td>
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<tr>
<td>Shots fired</td>
<td>1</td>
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<tr>
<td>Soliciting</td>
<td>4</td>
</tr>
<tr>
<td>Stealing</td>
<td>71</td>
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<tr>
<td>Stolen Vehicle</td>
<td>7</td>
</tr>
<tr>
<td>Suspicious Activity</td>
<td>76</td>
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<tr>
<td>Suspicious Odor</td>
<td>1</td>
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<tr>
<td>SWAT Call out</td>
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<tr>
<td>Tampering</td>
<td>3</td>
</tr>
<tr>
<td>Telephone Harassment</td>
<td>7</td>
</tr>
<tr>
<td>Tow Sticker Expired</td>
<td>6</td>
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<tr>
<td>Traffic Complaint</td>
<td>163</td>
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<tr>
<td>Traffic Stop</td>
<td>431</td>
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<tr>
<td>Trespassing</td>
<td>14</td>
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<tr>
<td>Try to Contact</td>
<td>11</td>
</tr>
<tr>
<td>Vehicle Fire</td>
<td>2</td>
</tr>
<tr>
<td>Vehicle Identification</td>
<td>38</td>
</tr>
<tr>
<td>Vehicle Lockout</td>
<td>5</td>
</tr>
<tr>
<td>Vehicle Repossession</td>
<td>12</td>
</tr>
<tr>
<td>Veterinary Call</td>
<td>8</td>
</tr>
</tbody>
</table>

Total: 3018
## ANIMAL CONTROL MONTHLY TOTALS
### June 2016

### ANIMALS IMPOUNDED

<table>
<thead>
<tr>
<th></th>
<th>Canine</th>
<th>Feline</th>
<th>Other Domestic</th>
<th>Wildlife</th>
<th>Monthly Total</th>
<th>2016 YTD Total</th>
<th>2015 YTD Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>City of Rolla</td>
<td>25</td>
<td>27</td>
<td>0</td>
<td>37</td>
<td>89</td>
<td>359</td>
<td>298</td>
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<tr>
<td>Rolla Area</td>
<td>3</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>3</td>
<td>22</td>
<td>19</td>
</tr>
<tr>
<td>City of Newburg</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>Newburg Area</td>
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<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>1</td>
<td>5</td>
</tr>
<tr>
<td>Edgar Springs Area</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>1</td>
</tr>
<tr>
<td>Other Agencies</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>1</td>
<td>0</td>
</tr>
<tr>
<td>St. James Area</td>
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<td>0</td>
<td>0</td>
<td>0</td>
<td>2</td>
<td>2</td>
</tr>
<tr>
<td>Ft. Leonard Wood</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>2</td>
<td>1</td>
<td>1</td>
</tr>
<tr>
<td><strong>Monthly Total</strong></td>
<td><strong>28</strong></td>
<td><strong>27</strong></td>
<td><strong>0</strong></td>
<td><strong>37</strong></td>
<td><strong>92</strong></td>
<td><strong>386</strong></td>
<td><strong>326</strong></td>
</tr>
<tr>
<td><strong>2016 YTD Total</strong></td>
<td><strong>205</strong></td>
<td><strong>91</strong></td>
<td><strong>2</strong></td>
<td><strong>88</strong></td>
<td></td>
<td></td>
<td></td>
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<tr>
<td><strong>2015 YTD Total</strong></td>
<td><strong>209</strong></td>
<td><strong>84</strong></td>
<td><strong>0</strong></td>
<td><strong>33</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

| **Total Phelps County** | **3**   | **0**   | **0**          | **0**    | **3**         | **25**         | **27**         |

### ANIMAL DISPOSITION

<table>
<thead>
<tr>
<th></th>
<th>Canine</th>
<th>Feline</th>
<th>Other Domestic</th>
<th>Wildlife</th>
<th>Monthly Total</th>
<th>2016 YTD Total</th>
<th>2015 YTD Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Animals Adopted</td>
<td>10</td>
<td>6</td>
<td>0</td>
<td>0</td>
<td>16</td>
<td>87</td>
<td>134</td>
</tr>
<tr>
<td>Animals Claimed</td>
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<td>0</td>
<td>0</td>
<td>12</td>
<td>103</td>
<td>106</td>
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<tr>
<td>Euthanized(Ill/Injured)</td>
<td>1</td>
<td>5</td>
<td>0</td>
<td>0</td>
<td>6</td>
<td>27</td>
<td>17</td>
</tr>
<tr>
<td>Euthanized(Dangerous)</td>
<td>1</td>
<td>5</td>
<td>0</td>
<td>0</td>
<td>6</td>
<td>19</td>
<td>27</td>
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<tr>
<td>Euthanized(Un-Placed)</td>
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<td>0</td>
<td>0</td>
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<td>2</td>
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<tr>
<td>Deceased on Arrival</td>
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<td>0</td>
<td>6</td>
<td>9</td>
<td>49</td>
<td>16</td>
</tr>
<tr>
<td>Transferred to Rescue</td>
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<td>2</td>
<td>0</td>
<td>0</td>
<td>7</td>
<td>29</td>
<td>27</td>
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<td>Wildlife Relocated</td>
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<td>0</td>
<td>31</td>
<td>31</td>
<td>50</td>
<td>13</td>
</tr>
<tr>
<td>Other</td>
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<td>0</td>
<td>0</td>
<td>0</td>
<td>0</td>
<td>6</td>
<td>3</td>
</tr>
<tr>
<td><strong>Monthly Total</strong></td>
<td><strong>30</strong></td>
<td><strong>20</strong></td>
<td><strong>0</strong></td>
<td><strong>37</strong></td>
<td><strong>87</strong></td>
<td><strong>372</strong></td>
<td><strong>351</strong></td>
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<tr>
<td><strong>2016 YTD Total</strong></td>
<td><strong>190</strong></td>
<td><strong>81</strong></td>
<td><strong>2</strong></td>
<td><strong>99</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>2015 YTD Total</strong></td>
<td><strong>225</strong></td>
<td><strong>93</strong></td>
<td><strong>0</strong></td>
<td><strong>33</strong></td>
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</table>

### ADDITIONAL STATISTICS

<table>
<thead>
<tr>
<th></th>
<th>Monthly Total</th>
<th>2016 YTD Total</th>
<th>2015 YTD Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Adoption Rate (① +③)/(①+②+③)</td>
<td>100.00%</td>
<td>98.33%</td>
<td>93.10%</td>
</tr>
<tr>
<td>PR Programs</td>
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<td>5</td>
<td>5</td>
</tr>
<tr>
<td>Calls for Service</td>
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<td>1,025</td>
</tr>
<tr>
<td>Written Warnings</td>
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</tr>
<tr>
<td>Citations</td>
<td>7</td>
<td>31</td>
<td>10</td>
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<tr>
<td>Total Incinerator Hours</td>
<td>67</td>
<td>340.5</td>
<td>317.5</td>
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</tbody>
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IV C.
MINUTES
ROLLA PLANNING AND ZONING COMMISSION MEETING
ROLLA CITY HALL COUNCIL CHAMBERS
TUESDAY JULY 12, 2016 5:30 P.M.

Presiding: Don Brown, Chairperson


Commission Members Absent: None

City Officials in Attendance: Community Development Director John Petersen, and Karen Fagan.

Chairperson Brown called the meeting to order at 5:30 p.m.

Chairperson Brown announced a few changes to the agenda:
- Item number 2 under New Business, Westside Market Place, has been set aside until next month at the request of the developer.
- Each request states that it has been Passed at future dates. That date should be deleted.

I. APPROVAL OF MINUTES

A few changes have been made to the minutes.
- A vote record has been added to each item from the June meeting.
- There was a misprint on the annexation and rezoning of two tracts of land at the intersection of Lovers Lane and County Road 3000. The motion should show Steven Shields as being the person who made the motion not Don Brown. As the Chairperson, Mr. Brown cannot participate in the voting process unless there is a tie vote.

The June 14, 2016 minutes were approved.

II. REPORT ON CITY COUNCIL ACTIONS

Community Development Director John Petersen reported on the actions from the June 20/JULY 5, 2016 City Council Meeting.

III. PUBLIC HEARINGS:
A public hearing requesting to the City Council an Ordinance to approve the rezoning of Real Estate located at 1805, 1807, & 1809 North Bishop Avenue from C-2 (General Retail District) Zoning to C-3 (Highway Commercial District).

John Petersen presented a map of where the property will be located and informed the commission that there are three lots that will be used for the new business. He stated that it is currently zoned C-2 and needs to be rezoned as C-3. He said that the property owners know that this will be a very tight location. He recommends approval.

Steven Shields asked if the Donut King will stay at its current location. Mr. Petersen replied yes it will stay there.

Mr. Petersen presented an aerial layout of the area and stated the new IHOP will be located just across Elm Street.

Chairperson Don Brown opened the Public Hearing.

Susan Summers, traffic operations engineer, and Kim Hilburn both from Missouri Department of Transportation (MODOT) wanted to address the traffic congestion on Highway 63. Ms. Hilburn gave information regarding their objective and concerns to the Commission. Ms. Summers stated that MODOT’s goal is to move traffic efficiently and still provide access to adjacent properties while maintaining safety. She stated that MODOT has some concerns with the southern driveway. Ms. Summers said the first concern is with corner clearance (i.e. the distance from the driveway to Elm Street). What is proposed is 175’ and typically MODOT prefers 440’ to reduce conflict with vehicles that are trying to turn onto Elm Street and vehicles that are trying to pull out of or pull into the driveway at the same time.

Ms. Summers said the second concern is the spacing between the south entrance and Pine Street. This area gets congested in the peak hours causing vehicular backup and accidents.

Ms. Summers said the last concern is with the internal flow of the parking lot. There are parking spaces really close to the south entrance. People who are trying to back out will be in conflict with people who are trying to pull in, adding to the congestion of Highway 63. Also, the fuel lanes are close to the parking spaces. When the fuel truck pulls in to fill the tanks they will be blocking the south entrance as well as those in the parking spaces. This would add internal traffic issues as well as traffic backing up onto Highway 63.

Ms. Summers said the main concern is to keep congestion on Highway 63 to a minimum and keep it as safe as possible.

Chairperson Brown asked if they have discussed all of this with the property owners and potential developers. Ms. Summers replied no they have not.
Chairperson Brown advised them that they are only addressing the zoning tonight. They need to bring their concerns back to the City Council for a final decision.

Chairperson Brown closed the public hearing.

Questions from Planning and Zoning Commissioners:

Matt Miller asked if they could do the same type of business if it were to remain zoned C-2 with a conditional permit. Chairperson Brown replied they would not be able to sell alcohol if it was zoned C-2 and conditional permits are sometimes harder to get than zoning.

A motion was made by Robert Anderson seconded by Bill Lindgren to approve the rezoning. A roll call vote on the motion showed the following: Ayes: Anderson, Lindgren, Miller, Morris, Schmidt, and S. Shields. Nays: None. Motion carried. Request passes unanimously.

IV. OLD BUSINESS: None

V. NEW BUSINESS:

1. A request to recommend to the City Council to Re-plat Lot 11, of the Cedar Trail, Planned Unit Development (PUD), Plat NO. 3, (Amended), establishing a subdivision consisting of Lots 13 through 18 of the former Plat No. 3, Cedar Tail PUD, Rolla, Phelps County, Missouri.

Mr. Petersen explained that nothing is changing. In order for individual lots to be sold, the approval of lot lines is the only thing they are asking. The request falls under the PUD (Planned Unit Development) requirements.

Sylvester Furse with Archer/Elgin Surveying, 1300 Winchester Dr., Rolla, MO 65401, explained that originally the last six units were to be developed as one partnership, but because of the funding they had to do two separately.

Mr. Petersen reminded the Planning Commission that the City Council made a requirement that once this phase is over with, a road will have to put in place before anything else can be built.

Russell Schmidt asked Mr. Petersen if the developer plans to build the buildings then sell them or is the plan to sell the lot then build. Mr. Petersen replied that perhaps it could be either one of those scenarios. He stated that his understanding was that they would sell the vacant lot. Mr. Furse said he believes it to be the other way around. He advised that because of the PUD it would all have to be the same type of building. Mr. Schmidt asked if someone could buy a vacant lot and build whatever quality building they want to as long as it fit the footprint. Mr. Furse and Mr. Petersen both agreed that it would have to be similar to the others. Mr. Furse said that right now the plan is to sell completed units.
A motion was made by Bill Lindgren seconded Jack Morris to recommend to the City Council to approve the re-platting of Lot 11, of the Cedar Trail PUD. A roll call vote on the motion showed the following: Ayes: S. Shields, Miller, Schmidt, Morris, Anderson, and Lindgren. Nays: None. Motion carried. The request passes unanimously.

2. An Ordinance to approve the Final Plat of Wands Second Addition, a subdivision in the Southeast Quarter of the Southeast Quarter of Section 2, Township 37 North, Range 8 West Rolla, Missouri, this plat being a Minor subdivision to consolidate existing interior property lines and to establish Lot 1 for future development.

Mr. Petersen explained that the property is located on the corner of Oak and 12th Streets. It is currently zoned R-3 (Multi-Family). The intent of the property owner is to consolidate the lots into one lot. Mr. Petersen’s recommendation is to approve the lot consolidation.

Dale Wands said he bought the two houses in front. They are one bedroom efficiency apartments. After he purchased the property he found out that the property behind them is a flagged lot with a driveway on the side. Because there is no street frontage, theoretically you cannot do anything with it.

Mr. Petersen presented an aerial view of the property showing the two houses in front with the property behind. He said that in order to maximize development consolidation of the lot lines is necessary. Under the current codes there will be enough frontage if the structures are removed.

A motion was made by Robert Anderson seconded by Jack Morris to recommend to City Council to approve the final plat of Wands Second. A roll call vote on the motions showed the following: Ayes: S. Shields, Miller, Schmidt, Morris, and Anderson. Nays: Lindgren. Motion carried. The request passes 5:1.

VI. REPORT FROM THE CHAIRPERSON, COMMITTEE OR STAFF: None

VII. OTHER BUSINESS – CITIZENS COMMENTS: None

Meeting adjourned at 6:10 P.M.
Minutes prepared by Karen Fagan
MEMBERS AND OTHERS IN ATTENDANCE

John Petersen, Com. Dev.
Vicki Cason, RMU
Sylvester Furse, Archer/Elgin
Floyd Jernigan, Centre
David Forshee, Public Works
Dale Wands, Individual
Joseph Pulliam, Smith & Company
Tim Crockett, Crockett Engineering

Everett Briggs, Public Works
Darin Pryor, Public Works
Steve Hargis, Public Works
Ron Smith, Fire Chief
Brady Wilson, Environmental Services
Jeffrey Otto, UTW Rolla Development
Billy Cobb, Smith & Company
Karen Fagan

The following item was discussed:

Reviewed the Minutes from Tuesday, May 31, 2016. Minutes ruled approved.

NEW BUSINESS:

1. Cedar Trails: Request to Re-plat Lot 11, of the Cedar Trail, Planned Unit Development (PUD), Plat No. 3, (Amended), establishing a subdivision consisting of Lots 13 through 18 of the former Plat No. 3, Cedar Trail PUD, Rolla, Phelps County, Missouri.

John Petersen advised that the property owner would like to split up Lot 11 and sell off Lots 13 through Lot 18 individually. He explained the drive area would still remain private and the property meets all setback requirements.

Steve Hargis asked about the frontage and if the private road has been dedicated to the city. Mr. Petersen replied that Christy Drive is the only public road there. Mr. Hargis asked if it was zoned R-3 to which Mr. Petersen answered that it is a Planned Unit Development (PUD).

Brady Wilson explained that with it being a private road it will need to be heavy enough for the trash vehicles. Sylvester Furse said that the back lot will be designed with a heavy strip all the way through. Mr. Petersen said that there will be twenty-four units. Mr. Wilson advised that they will need one or more central locations for dumpsters because with that amount of units they will not do individual carts.
2. **Vessell:** An Ordinance to approve the rezoning of three parcels located at 1805, 1807, and 1809 North Bishop Avenue from C-2 (General Retail District) zoning to C-3 (Highway Commercial District) zoning.

Mr. Petersen said the property owners plan to build a Break Time. He informed the DRC that Donut King will remain at its current location; and the new property will take up the three lots located at 1805, 1807, and 1809 North Bishop Avenue.

Mr. Wilson asked Tim Crockett if he could help with the guidelines for the dumpsters. Mr. Crockett replied that when they get closer to finalization they will ask for the dimensions and they will put a two to three feet perimeter around that. Mr. Petersen asked for a copy of the documents that the city has agreed upon to be sent to him. Mr. Crockett told him that he would send them to Mr. Petersen.

3. **Wands Second:** An Ordinance to approve the Final Plat of Wands Second Addition, a subdivision in the Southeast Quarter of the Southeast Quarter of Section 2, Township 37 North, Range 8 West Rolla, Missouri, this plat being a Minor subdivision, to consolidate existing interior property lines and to establish Lot 1 for future development.

Everett Briggs gave everyone a copy of the memo for the final plat review of Wands Second.

Mr. Petersen explained that what the applicant wants to do is create one lot rather than several properties. He also said that the property is not part of a subdivision. He asked Dale Wands if the building in the back was going to be torn down. Mr. Wands replied that the main house will stay and the other two are already torn down.

Mr. Petersen said that an easement will be created for power lines.

Mr. Briggs stated that the property has never been subdivided. He also said that because it is not part of a subdivision it is zoned R-3. Therefore it needs a park dedication or cash in lieu of payment. Also, a storm water fee would apply.

Mr. Wands asked what was meant by a park dedication or cash in lieu of. Mr. Petersen replied that there is a provision in the subdivision regulations that calls for the dedication of park land or cash in lieu of based on the size of the project and the zoning. Mr. Briggs said that it is seven percent of the total (i.e. 7% of .81 x $12,200 plus $1,500 per acre). Mr. Briggs informed Mr. Wands that if the property had already been subdivided then he would not have to pay because someone else would have already paid it. Mr. Hargis told Mr. Briggs that he could send a letter to the Mayor and the city council asking for the fee to be waived since it is an old lot and he is redeveloping it.

4. **WESTSIDE MARKET PLACE:** A request to recommend the approval of the Preliminary Plat of the WESTSIDE MARKET PLACE. A Subdivision in Section 10, Township 37 North, Range 8 West in the City of Rolla, Phelps County, Missouri.
Billy Cobb, Joseph Pulliam, and Jeffrey Otto presented the plans for Westside Market Place. Mr. Cobb said that they had met with Vicki Cason from RMU prior to this meeting and they know that they will be adding some easements for utilities. Mr. Otto asked if those need to be granted to the municipal utilities only or should they be granted to all utilities. Mr. Petersen said they could be used for any utility. Mr. Petersen asked if there was to be a public dedication and a city street. Mr. Otto replied yes to both questions.

Mr. Briggs handed out an updated memo of things that still need to be addressed. He stated that there would not be a park dedication because it is zoned C-3 (Highway Commercial District). The land development permit for this zone is $600 plus $150 per acre.

Mr. Briggs stated that the plat said TDD (Transportation Development District) was going to build the road. He said it would be better to have a set road width dedicated and whatever is left would become Lot 3. He also stated that the dedication statement does not mention any public right of way to be dedicated, but note No. 8 on the plat states that lot 3 (21.44 acres) will be conveyed to the local TDD as right of way or public space. He said that since there would be land that would be disturbed by the developer for the road a land development permit would be required for the developer and one for each of the lot purchasers. Mr. Briggs also stated that street names and addresses are needed for 911 and for addressing purposes. Mr. Hargis suggested it be called Westside Market Place.

Ms. Cason asked if easements would be needed for water. Mr. Hargis replied yes as part of the agreement from the TDD.

Mr. Hargis asked if the property was zoned. Mr. Petersen said that it is zoned R-1 (Single Family District), but before any formal actions are taken it has to be rezoned. Mr. Otto said they will not close on it until it is rezoned. Mr. Otto also said that they would both rezone and plat at the same time or rezone ahead of the plat. Ms. Cason asked if development plans were needed before the plat goes through. Mr. Hargis said they needed public improvement drawings. Ms. Cason said that if they see the details with the layout they usually will accept that.

Mr. Briggs said there is an existing sewer line that runs through the property that has a terminal manhole located on the east side of Sally Road. He stated that the manhole needs to be shown on the preliminary plat. He said that any new sewer lines need to be on twenty foot easements.

Mr. Briggs requested that the signature block for the Chairman of Planning & Zoning Commission be changed from John Petersen to Don Brown. Mr. Cobb said it has already been revised.

Mr. Briggs asked if the plat had been sized with the County Recorder’s office. Mr. Pulliam said that one inch equals two hundred feet.
Mr. Briggs stated that he did not see any permanent reference monuments. Mr. Pulliam said that they will set fifteen permanent 5/8" rebar monuments. Mr. Briggs said the City’s subdivision ordinance requires a 6/8" concrete monument with a pin and cap, but they would accept the State standard of 5/8". Mr. Pulliam said there are four concrete monuments already existing.

Mr. Pulliam stated he needs to set the corners before he records the plat; however Missouri statute will allow them to make a statement that says “to avoid the hazards of construction they will be placed after the fact”. Therefore after they get the grading done then they would set the corners.

Mr. Briggs said there are three existing platted but unimproved streets along the north property line. He stated the extension of the streets needs to be taken into consideration since the subdivision ordinance calls for the continuation of existing platted streets.

Mr. Briggs said there is an existing sewer line that runs across the property that is on the TDD easement. Mr. Otto said they will acquire whatever easements needed and then convey them to the TDD. Mr. Otto informed the DRC that he can put in the deed that they are conveying it to the TDD for public use.

Mr. Petersen asked what Mr. Otto’s expectations were for going forward with what they have here. Mr. Otto replied they would like the ability to precede with actual constructions drawings so that they can bid it out this fall. He asked how soon in advance should they have the revisions complete. Mr. Petersen said before the 6th or 7th of July.

Mr. Otto said that it will be conveyed to the TDD subject to the easements for utilities. Mr. Petersen told Mr. Otto that he would need a check for $69 for the Mylar.

Mr. Briggs asked who is responsible for building the road and the sewer lines. Mr. Hargis said they will build them and the TDD will pay for them. Ms. Cason asked about the water. Mr. Otto said the TDD will not pay for water.

Mr. Briggs asked how they are planning to handle the storm runoff. Mr. Cobb said they were planning on constructing a detention basin.

Mr. Otto asked if the rezoning could be processed on July 12th. Mr. Hargis said rezoning takes advertisement and Mr. Petersen said there is a fifteen day requirement. Mr. Otto suggested they do it at the same time in August. Mr. Petersen told him that it will go before the Planning and Zoning Commission on August 9th. It would go before the City Council on August 15th for the first reading and the second reading would be on September 5th. Mr. Hargis said the Mayor has some ideas on storm water retention and landscaping.

Mr. Otto asked if there was an application to file. Mr. Petersen replied yes and that he would get it for him. He also told him it cost $200 and an advertisement fee of $62.50.

With no other business meeting adjourned at 2:28.
## Management Report
**FISCAL YEAR 2016**

**June 2016**

### BUILDING PERMITS ISSUED

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**EST. CONSTRUCTION COSTS**  

| FEES | $2,516,948 | $11,205,322 | $22,374,520 | $19,332,928 | 15.7% | $12,867 | $57,926 | $136,253 | $124,586 | 9.4% |

### INSPECTIONS PERFORMED

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<th>YTD FY 2016</th>
<th>YTD FY 2015</th>
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## THE CENTRE FINANCIAL ANALYSIS

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| Operating Revenue Over Expense                      | (1,914.78)| (12,641.07)| (26,265.07)| (996.40)| (65,336.44)| (56,487.28)| (254,243.88)| (111,683.95)| (220,095.00)| (1,164,416.36)| (748,198.74)| (1,119,250.00)| (1,418,660.24)| (659,970.69)| (1,339,445.00)| (254,243.88)| (111,683.95)| (220,095.00)
| Operating %                                         | 98.15%| 89.54%| 79.13%| 98.91%| 58.27%|
| Operating %                                         | 98.15%| 90.50%| 79.13%| 100.14%| 59.37%|
| W/ INTEREST                                          |       |       |       |       |       |
| OTHER REVENUES                                      |       |       |       |       |       |
| Sales Tax                                           | 121.34| 279.49| 183.76| 1,047.37| 415.19|
| Reimburse/Donations                                 | -     | -     | -     | -     | 95.50|
| Interest Income                                     | -     | 1,159.13| 1,122.18| 1,727.46| -     |
| Miscellaneous                                       | -     | 1,530.40| 242.23| 1,280.74| 2,209.75|
| Contribution to General Fund                        | 15,450.00| 15,975.00| -     | 927.000| 31,950.00|
| TOTAL OTHER REVENUES:                               | (15,328.66)| (13,005.98)| 183.76| 2,411.78| 3,423.59|
| CAPITAL EXPENSES                                    |       |       |       |       |       |
| Equipment                                           | 1,312.21| 213.17| 5,128.21| 414.42| 50.00|
| Vehicles                                            | -     | -     | -     | 2,330.30| -     |
| Building & Grounds                                  | -     | 5,093.52| 5,869.61| -     | 213.00|
| TOTAL CAPITAL EXPENSES:                             | 1,312.21| 6,148.69| 5,128.21| 6,104.02| 3,389.30|
| Total Revenues (operating + other)                  | 86,143.23| 95,200.46| 99,770.47| 93,212.65| 94,662.46|
| Total Expenses (operating + capital)                | 104,968.68| 125,996.20| 130,980.99| 97,901.30| 159,955.81|
| TOTAL REVENUES OVER EXPENSES                        | (18,555.35)| (31,795.74)| (31,210.52)| (4,688.65)| (55,293.35)| (34,395.03)| (413,355.00)| (222,686.82)| (346,495.00)| (1,083,313.08)| (737,277.56)| (1,074,956.00)| (1,496,368.08)| (959,946.18)| (1,421,445.00)|
### PARKS FINANCIAL ANALYSIS

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Health & Recreation Center Board
Meeting Minutes

July 20, 2016  6:30 p.m.
The Centre Conference Room

Members Present: Francine Merenghi, Mike Miller, Bill Moorkamp, Tracy Limmer
Members Absent: Kevin Edwards
Others Present: Parks and Recreation Director Floyd Jernigan, John Butz, John Meusch, Mary Withouse, Kristy Rich, and Janet Mich

1. Call to Order
2. Introduction of Board Members and Visitors
   a. All meeting attendees were asked to introduce themselves.
3. Overview of Recreation Manager Duties
   a. Indoor Recreation
      • Karate/Judo
      • Fiber Arts
      • Volleyball
      • Licking Shootout
   b. Outdoor Recreation and Sports
      • ASA Board/Council
      • Ball Fields/Tournaments
      • 5 ASA's Hosted
      • 8-10 Tournaments per year
   c. Cemetery
   d. Marketing
      • Radio Spots for events
      • Fun Times discontinued mailing, now online
         o 200 are printed to give to realtors and chamber of commerce
         o New Member Packets include flyer with website address

4. Question from the Board to Kristy Rich, Recreation Manager
   a. Who sets the fees for the Gymnasium? Spreadsheet includes direct and indirect costs
   b. What are the fees?
   c. Do you compare costs with other similar facilities?
   d. What is the markup?
   e. Do we advertise or make calls to encourage gym rentals?
   f. What is the break even point on a gym rental?
   g. How many times per year is the gym inaccessible to members for the entire day?
   h. What about the roller derby? Could we charge admission?
   i. Do we have metrics to track the effectiveness of our marketing strategy?
j. Do we use print media?
k. Are we committed to making a profit?
l. Do we send copies of the Fun Times to Fort Leonard Wood?
m. Have we tried to get local companies to underwrite the Rolla Fun Times?

5. Old Business
   a. Rewards Program – Board recommends discontinuing the program
      • Program is Currently on Hold
         ○ Liability at existing Dollar Value
         ○ Proposed uses
            a. Individuals only – no corporations
            b. Minimum 500 points
         ○ Rec Board to call the top point holders who have actually used points in the past.
   b. Discounts
      • $78,000 could be generated if all discounts were eliminated
      • $29,000 could be generated by eliminating early/auto renewals
      • Continue Military Discounts
      • Recreation for Everyone – what is the funding?
      • Discontinue/Review Discounts for Agency Passes when they expire
      • Discounts for fellow City Employees – Fire/Police
      • Get all rates to current by October 1, 2016
         ○ Compose and approve letter for members
   c. Vending
      • Raising prices for Soda – waiting for new change mechanism before making the increase.
      • Snack vending to be subbed out to Supreme Vending

6. Metrics – Floyd has a dashboard

7. New Business
      • Impact of new Federal Law/Overtime
         ○ Staffing being evaluated
      • Capital Expenditures
         ○ 6 Flags Rule – something new and exciting
   b. Make all City Websites Cohesive
      • Rolla MO Parks
      • Change the Centre to Rolla Parks and Recreation

8. Francine spoke with other similar but high performing recreation facilities in Liberty, Harrisonville and Maryville
   a. Wellness corner – Free for members
      • Screenings – cholesterol
• Blood Pressure
• Massage
• Lunch and Learn
• Pilot Programs for Family Weight Loss

9. Who is creating the surveys? Kodie Juett
   a. Please allow N/A's in the questionnaire

10. Audio for FM
    a. Still investigating free Apps

11. Citizen Comments – None

12. Final Comments
    a. Add the Gym questions to the next meeting agenda

13. Adjournment: Meeting adjourned at 8:55pm

Janet Mich, Guest Services Supervisor, prepared the minutes.
### OTHER GENERAL LEDGER ACCOUNTS

<table>
<thead>
<tr>
<th>ACCOUNT NO./DESCRIPTION</th>
<th>BALANCE</th>
</tr>
</thead>
<tbody>
<tr>
<td>5002 Clerk Fee Municipal</td>
<td>519.27</td>
</tr>
<tr>
<td>5008 Court Automation</td>
<td>1,092.38</td>
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<tr>
<td>5010 Board Bill DFT</td>
<td>774.00</td>
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<tr>
<td>5016 CVC Surcharge State</td>
<td>1,112.66</td>
</tr>
<tr>
<td>5018 CVC Surcharge Muni</td>
<td>16.02</td>
</tr>
<tr>
<td>5020 Law Enf Arrest Local</td>
<td>234.00</td>
</tr>
<tr>
<td>5022 LET-Muni</td>
<td>310.00</td>
</tr>
<tr>
<td>5024 POST-State</td>
<td>156.05</td>
</tr>
<tr>
<td>5032 Dom Viol - Muni</td>
<td>306.00</td>
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<tr>
<td>5040 Fine</td>
<td>3,922.00</td>
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<tr>
<td>5041 Fine - Highway</td>
<td>1,352.50</td>
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<tr>
<td>5042 Parking Penalties</td>
<td>1,815.00</td>
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<tr>
<td>5102 Clerk Fee Traffic E/R</td>
<td>1,353.38</td>
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<tr>
<td>5112 Board Bill Dft Traffic E/R</td>
<td>220.50</td>
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<tr>
<td>5118 CVC Surcharge-Traffic E/R</td>
<td>41.74</td>
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<tr>
<td>5141 Fines-Traffic E/R</td>
<td>9,285.50</td>
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<tr>
<td>5178 Bad Check Fee Traffic E/R</td>
<td>15.00</td>
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<tr>
<td>8202 Bond-Forfeited</td>
<td>600.00</td>
</tr>
</tbody>
</table>

**TOTAL OTHER GENERAL LEDGER ACCOUNTS**

23,126.00

**NOTE**

The data under the columns headed RECEIPT NO. and RECEIPT DATE show data as of the last activity date and not, necessarily, as of the AS OF DATE of the report. The data under the column headed AMOUNT is as of the AS OF DATE of the report.

*Account data reported is based upon the As of Date entered by the user. This report may not reflect the current status of Open Items Accounts.*

*Confidential - For Court Use Only*
# MISSOURI JUDICIARY
# ROLLA MUNICIPAL COURT
# OPEN ITEMS SUMMARY REPORT
# AS OF DATE: 30-Jun-2016

**BANK NAME:** First Community National Bank - Rola  
**BANK ACCOUNT NUMBER:** 0299537

<table>
<thead>
<tr>
<th>ACCOUNT</th>
<th>SUB TOTAL</th>
<th>BALANCE</th>
</tr>
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<tbody>
<tr>
<td>BONDS IN OPEN ITEMS</td>
<td>4,150.00</td>
<td>4,150.00</td>
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<tr>
<td>BONDS IN OPEN ITEMS (not posted)</td>
<td>0.00</td>
<td>0.00</td>
</tr>
<tr>
<td>DEBIT ACCOUNTS WITH BALANCE</td>
<td>0.00</td>
<td>0.00</td>
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<tr>
<td>DEBIT ACCOUNTS WITH BALANCE (not posted)</td>
<td>0.00</td>
<td>0.00</td>
</tr>
<tr>
<td>GARNISHMENT ACCOUNTS</td>
<td>0.00</td>
<td>0.00</td>
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<td>OPEN TEMS/SUSPENSE ACCOUNTS</td>
<td>0.00</td>
<td>0.00</td>
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<tr>
<td>OPEN TEMS/SUSPENSE ACCOUNTS (not posted)</td>
<td>0.00</td>
<td>0.00</td>
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<tr>
<td>OTHER GENERAL LEDGER ACCOUNTS</td>
<td>23,126.00</td>
<td>23,126.00</td>
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<tr>
<td>OUTSTANDING PAYABLES</td>
<td>0.00</td>
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<tr>
<td>UNSATISFIED RECOVERABLES</td>
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<tr>
<td><strong>TOTAL</strong></td>
<td></td>
<td>27,276.00</td>
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</table>

**NOTE**

The data under the columns headed RECEIPT NO. and RECEIPT DATE show data as of the last activity date and not, necessarily, as of the AS OF DATE of the report. The data under the column headed AMOUNT is as of the AS OF DATE of the report.

*Account data reported is based upon the As of Date entered by the user. This report may not reflect the current status of Open Items Accounts.

"Confidential - For Court Use Only"
RECEIPTS:
Electric, Water, Tax, Sewer and Refuse Charge $2,865,061.75
Accounts Receivable - Miscellaneous $41,708.77
Customer's Deposits - Refundable $141,266.32
Misc Non-Operating Revenue $14,005.66
Total Receipts $3,043,032.60
Super-Now Account Interest (March 31, 2016) $62.74
Money Market Account Interest (March 31, 2016) $9,372.17
Electronic Payment Account Interest (March 31, 2016) $53.93
Public Utility Cash In Bank (March 31, 2016) $25,027,909.79
Total Receipts and Cash In Bank $28,100,481.13

DISBURSEMENTS:
Power Purchased $1,720,953.78
Operating Expenses $93,390.59
Administrative and General Expenses $126,655.34
Payroll $145,293.19
Electric and Water Capital Expenditures $78,464.10
Stock Purchases (Inventory) $29,562.17
Balance of Customer's Deposits after Finals $13,044.39
Medical, Dental, Vision and Life Insurance Paid by Employees $13,544.87
Support Payment $0.00
U S Withholding Tax $23,050.62
Missouri Dept. of Revenue (Sales Tax) $42,212.50
Missouri Dept. of Revenue (Income Tax) $8,148.00
Phelps County Bank (Social Security) $30,473.26
Sewer Service Charge $230,453.74
Refuse Service Charge $176,714.12
Purchase U.S. Treasury Bill / Certificates of Deposit $0.00
Unclaimed Deposits $0.00
PILOT to City of Rolla $139,054.02
Standpipes Lease/Purchase $4,364.20
Electric Power Supply Infrastructure Lease/Purchase $90,989.07
Primacy Fees $0.00
Void Checks: $0.00
Total Disbursements $2,966,368.47
Cash in Bank (April 30, 2016) $25,134,112.66
Total Disbursements and Cash In Bank $28,100,481.13

BALANCE OF OTHER FUNDS:
PUBLIC UTILITY ACCOUNTS:
Central Federal Savings & Loan, Check #1204 for $1,346.47 $2,000.00
Citizens Bank of Newburg, Check #1204 for $680.01 $2,225.82
Phelps Co Bank-Electronic Payment Account, Check #1068 for $258,533.67 $38,443.67
Phelps Co Bank-Money Market $4,363,324.69
Phelps Co Bank-Super Now, Checks #23614 thru #23751 for $2,966,368.47 $3,438,604.83
Town & Country Bank, Check #1204 for $1,768.80 $4,251.45
Regions Bank, Check #1204 for $1,404.03 $2,000.00
Total Public Utility Accounts $7,870,850.66

ELECTRIC RESERVES:
Certificates of Deposit $0.00
Money Market Account $14,728,995.00
U S Treasury Bills $0.00
Total Electric Reserves $14,728,995.00

WATER RESERVES:
Certificates of Deposit $0.00
Money Market Account $2,535,267.00
U S Treasury Bills $0.00
Total Water Reserves $2,535,267.00

TOTAL RESERVES:
$17,263,262.00

TOTAL PUBLIC UTILITY ACCOUNTS AND RESERVES:
$25,134,112.66
## STATISTICS

### APRIL 2016

### PRODUCTION

<table>
<thead>
<tr>
<th>Metric</th>
<th>Value</th>
</tr>
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<tbody>
<tr>
<td>Date of Demand</td>
<td>04/26/2016</td>
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<tr>
<td>Time of Demand</td>
<td>12:05 PM</td>
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<tr>
<td>Scada Demand</td>
<td>39,900.0</td>
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<tr>
<td>kWh Purchased</td>
<td>20,746.638</td>
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<tr>
<td>Total Cost</td>
<td>$1,699,378.20</td>
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<tr>
<td>Cost per kWh</td>
<td>$0.081911</td>
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<td>Load Factor</td>
<td>69.7%</td>
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### ELECTRIC SALES

<table>
<thead>
<tr>
<th>Category</th>
<th>Value</th>
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</thead>
<tbody>
<tr>
<td>Residential - Single Phase kWh</td>
<td>6,944,996</td>
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<tr>
<td>Residential - Three Phase kWh</td>
<td>118,992</td>
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<tr>
<td>Commercial - Single Phase kWh</td>
<td>1,259,513</td>
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<tr>
<td>Commercial - Three Phase kWh</td>
<td>2,417,811</td>
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<tr>
<td>Power Service kWh</td>
<td>6,692,364</td>
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<tr>
<td>Industrial kWh</td>
<td>4,276,600</td>
</tr>
<tr>
<td>Area/Street Lighting kWh</td>
<td>43,373</td>
</tr>
<tr>
<td>Rental Lights kWh</td>
<td>95,012</td>
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<tr>
<td>Total kWh Sold</td>
<td>21,848,861</td>
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<tr>
<td>Demand kWh</td>
<td>24,542</td>
</tr>
<tr>
<td>Revenue</td>
<td>$2,105,727.76</td>
</tr>
<tr>
<td>Monthly Gain</td>
<td>5.31%</td>
</tr>
<tr>
<td>Fiscal Year to Date Loss</td>
<td>5.18%</td>
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### WATER SALES

<table>
<thead>
<tr>
<th>Category</th>
<th>Value</th>
</tr>
</thead>
<tbody>
<tr>
<td>Residential - Single Phase Gallons</td>
<td>26,438,000</td>
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<tr>
<td>Residential - Three Phase Gallons</td>
<td>544,000</td>
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<tr>
<td>Commercial - Single Phase Gallons</td>
<td>5,287,000</td>
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<tr>
<td>Commercial - Three Phase Gallons</td>
<td>4,027,000</td>
</tr>
<tr>
<td>Power Service Gallons</td>
<td>9,031,000</td>
</tr>
<tr>
<td>Industrial Gallons</td>
<td>143,000</td>
</tr>
<tr>
<td>Missouri S&amp;T Gallons</td>
<td>2,203,000</td>
</tr>
<tr>
<td>PWSD #2 Gallons</td>
<td>1,498,000</td>
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<tr>
<td>Total Gallons Sold</td>
<td>49,171,000</td>
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<tr>
<td>Revenue</td>
<td>$217,118.96</td>
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<tr>
<td>Pumping Cost, Electric</td>
<td>$26,341.03</td>
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<tr>
<td>Monthly Unidentified Loss</td>
<td>20.80% **</td>
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<tr>
<td>Fiscal Year to Date Unidentified Loss</td>
<td>17.4% ***</td>
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### METERS IN SERVICE

<table>
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<tr>
<th>Category</th>
<th>Electric</th>
<th>Water</th>
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</thead>
<tbody>
<tr>
<td>Residential - Single Phase</td>
<td>7,681</td>
<td>6,322</td>
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<tr>
<td>Residential - Three Phase</td>
<td>23</td>
<td>21</td>
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<tr>
<td>Commercial - Single Phase</td>
<td>974</td>
<td>507</td>
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<tr>
<td>Commercial - Three Phase</td>
<td>446</td>
<td>242</td>
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<tr>
<td>Power Service</td>
<td>129</td>
<td>122</td>
</tr>
<tr>
<td>Industrial</td>
<td>6</td>
<td>1</td>
</tr>
<tr>
<td>Area/Street Lighting</td>
<td>41</td>
<td>7</td>
</tr>
<tr>
<td>Missouri S&amp;T</td>
<td>5</td>
<td></td>
</tr>
<tr>
<td>PWSD #2</td>
<td>425</td>
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</tr>
<tr>
<td>Total</td>
<td>9,300</td>
<td>7,652</td>
</tr>
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* Energy losses are not included in this statistic and are estimated at an additional 12%.
** Loss includes 2,646,500 gallons per water main flushing records.
*** FY loss includes 19,226,500 gallons per water main flushing records.
FINANCIAL STATEMENT
MAY 2016

RECEIPTS:
Electric, Water, Tax, Sewer and Refuse Charge $2,854,932.55
Accounts Receivable - Miscellaneous $27,172.09
Customer's Deposits - Refundable $75,449.48
Misc Non-Operating Revenue $5,229.11
Total Receipts $2,963,783.23
Super-Now Account Interest (April 30, 2016) $86.65
Money Market Account Interest (April 30, 2016) $9,073.78
Electronic Payment Account Interest (April 30, 2016) $59.43
Public Utility Cash In Bank (April 30, 2016) $325,134,112.46
Total Receipts and Cash In Bank $28,106,115.75

DISBURSEMENTS:
Power Purchased $1,633,325.24
Operating Expenses $154,348.02
Administrative and General Expenses $362,985.04
Payroll $150,556.66
Electric and Water Capital Expenditures $194,614.15
Stock Purchases (Inventory) $34,784.16
Balance of Customer's Deposits after Finals $32,393.42
Medical, Dental, Vision and Life Insurance Paid by Employees $13,595.48
Support Payment $0.00
U S Withholding Tax $24,081.00
Missouri Dept. of Revenue (Sales Tax) $41,890.04
Missouri Dept. of Revenue (Income Tax) $6,848.09
Phelps County Bank (Social Security) $31,574.02
Sewer Service Charge $252,861.53
Refuse Service Charge $176,624.73
Purchase U S Treasury Bill / Certificates of Deposit $0.00
Unclaimed Deposits $0.00
PILOT to City of Rolla $126,050.73
Standpipes Lease/Purchase $74,490.00
Electric Power Supply Infrastructure Lease/Purchase $90,075.81
Prismacy Fees $21,184.32
Void Checks:
Total Disbursements $3,425,000.35
Cash in Bank (May 31, 2016) $24,661,115.40
Total Disbursements and Cash In Bank $28,106,115.75

BALANCE OF OTHER FUNDS:
PUBLIC UTILITY ACCOUNTS:
Central Federal Savings & Loan, Check #1205 for $1,079.61 $3,332.71
Citizens Bank of Newburg, Check #1205 for $824.32 $2,078.49
Phelps Co Bank-Electronic Payment Account, Check #1089 for $167,673.37 $27,260.65
Phelps Co Bank-Money Market $4,392,398.47
Phelps Co Bank-Super Now, Checks #23752 thru #23848 for $3,425,000.00 35 $2,637,447.21
Town & Country Bank, Check #1205 for $4,217.99 $3,335.87
Regions Bank, Check #1207 for $1,125.96 $2,000.00
Total Public Utility Accounts $7,417,853.40

ELECTRIC RESERVES:
Certificates of Deposit $0.00
Money Market Account $14,729,955.00
U S Treasury Bills $0.00
Total Electric Reserves $14,729,955.00

WATER RESERVES:
Certificates of Deposit $0.00
Money Market Account $2,536,267.00
U S Treasury Bills $0.00
Total Water Reserves $2,536,267.00

TOTAL RESERVES:
Total Public Utility Accounts and Reserves $17,266,222.00
Total Public Utility Accounts and Reserves $24,681,115.40
STATISTICS
MAY 2016

PRODUCTION

Date of Demand 05/11/2016
Time of Demand 04:30 PM
Scada Demand 42,760.0
kWh Purchased 20,602,470
Total Cost $1,578,755.74 *
Cost per kWh 0.076629 *
Load Factor 65.9%

Pumped #2 Well 7,289,000
Pumped #3 Well 0
Pumped #4 Well 0
Pumped #5 Well 2,332,000
Pumped #6 Well 2,056,000
Pumped #7 Well 7,930,000
Pumped #8 Well 2,766,000
Pumped #9 Well 4,373,000
Pumped #10 Well 3,162,000
Pumped #11 Well 4,919,000
Pumped #12 Well 2,839,000
Pumped #13 Well 5,203,000
Pumped #14 Well 0
Pumped #15 Well 2,965,000
Pumped #16 Well 2,132,000
Pumped #17 Well 4,645,000
Pumped # 1 Ind Park Well 2,421,000
Pumped # 2 Ind Park Well 3,792,000
Total Gallons 58,826,000

ELECTRIC SALES

Residential - Single Phase kWh 5,047,057
Residential - Three Phase kWh 121,530
Commercial - Single Phase kWh 1,078,451
Commercial - Three Phase kWh 2,191,259
Power Service kWh 5,896,766
Industrial kWh 4,123,640
Area/Street Lighting kWh 44,221
Rental Lights kWh 95,012
Total kWh Sold 18,600,986
Demand kW 25,131
Revenue $1,841,089.26
Monthly Loss 9.71%
Fiscal Year to Date Loss 5.66%

WATER SALES

Residential - Single Phase Gallons 25,607,000
Residential - Three Phase Gallons 482,000
Commercial - Single Phase Gallons 5,206,000
Commercial - Three Phase Gallons 3,441,000
Power Service Gallons 9,303,000
Industrial Gallons 151,000
Missouri S&T Gallons 2,115,000
PWSD #2 Gallons 1,323,000
Total Gallons Sold 47,628,000
Revenue $212,717.17
Pumping Cost, Electric $23,632.74
Monthly Unidentified Loss 15.00% **
Fiscal Year to Date Unidentified Loss 17.12% ***

METERS IN SERVICE

Electric Water
Residential - Single Phase 7,640 6,293
Residential - Three Phase 23 21
Commercial - Single Phase 978 510
Commercial - Three Phase 446 243
Power Service 131 121
Industrial 6 1
Area/Street Lighting 41 7
Sewer Service Charge $245,894.62
Refuse Service Charge $175,126.32
Missouri S&T 5 425
Total 9,285 7,626
Gross Payroll $210,345.69

* Energy losses are not included in this statistic and are estimated at an additional 12%.
** Loss includes 2,371,700 gallons per water main flushing records.
*** FY loss includes 21,598,200 gallons per water main flushing records.

IV. L. 4.
OPERATION MANAGER’S REPORT

ELECTRIC DEPARTMENT

(E1) Delbert Day Cancer Institute
PCRM Campus
- Three-phase switchgear, underground distribution, transformer, underground primary, and meter installation
  Started, August 13, 2015
  Completed, May 6, 2016

(E2) Rolla Solar Energy Farm
- New pole, underground primary, and radio/meter installation
  Started, January 28, 2016
  Completed, April 28, 2016

(E3) Industrial Park Substation
- Installation of (2) additional reclosers and underground feeder circuits
  Started, February 5, 2016
  Ongoing

(E4) 817 North Pine Street
  (new restaurant)
- New pole transformer and meter installation
  Started, February 19, 2016
  Completed, April 26, 2016

(E5) Missouri University of Science & Technology
  Student Residence
  University Drive
- Relocation of existing 4kV & 34kV overhead distribution and transmission lines (reimbursable)
  Started, April 14, 2016
  Completed, April 28, 2016

(E6) Missouri University of Science & Technology
  850 University Drive
  (new student housing)
- Installation of riser pole, underground primary, transformer and meter
  Started, April 14, 2016
  Completed, May 23, 2016

(E7) Stephendale Court
- Rebuild existing 4kV overhead distribution system
  Started, April 18, 2016
  Completed, May 6, 2016

(E8) Downtown Substation
  RTU Scada communications
- 2550’ of 12 count single-mode fiber installation
  Started, March 31, 2016
  Completed, April 14, 2016

WATER DEPARTMENT

(W1) 10th & Asher Street to 9th & Fairgrounds Road
- Replace existing 10” & 12” water main with 16” PVC
  installed 80 ft. 6” PVC; 20 ft. 10” PVC; 100 ft. 12” PVC; 1,800 ft. 16” PVC; (4) fire hydrants
  Started, April 12, 2016
  Completed, June 10, 2016

(W2) 16th & Pine Street to 18th & Elm Street
- Replace existing 4” cast iron with 8” PVC
  Started, June 13, 2016
  Ongoing

(W3) 2442-2444 Lanes End Road
- (4) 1” water taps
  Completed, May 25, 2016

(W4) 2015-2017 Maxwell Drive
- (3) 1” water taps
  Completed, May 25, 2016

(W5) 316 - 318 Colonial Hills Road
- (4) 1” water taps
  Completed, June 13, 2016

(W6) RMU Well #14
- Piping, electrical and treatment equipment installation
  Started, January 4, 2016
  Ongoing
(W7) RMU Hy Point Well #3

- Piping, electrical and treatment equipment installation
  Started, February 4, 2016
  Ongoing

- Motor replacement (warranted)
  Completed, June 10, 2016

- New employee, Bruce Light, Night Serviceman
  Started, May 2, 2016

(2) Missouri Water & Wastewater Conference
    Midwest Section Meeting
    May 5, 2016
    Ashland, MO.

- Attended by: Jason Bell
  Rodney Bourne
  Vicki Cason
  Robert Castle
  Alan Davis
  Matt Dunn
  Bruce Lineback
  Nathan Randolph
  Curt Reppond
  Kent Sbabo

(3) Missouri Public Utility Alliance
    Electric Meter Safety Training
    June 22, 2016
    Hannibal, MO.

- Attended by: Duane Lister
  Jared McBride
  Brandon Sands
# Financial Statement

**June 2016**

## Receipts:
- Electric, Water, Tax, Sewer and Refuse Charge: $2,654,402.93
- Accounts Receivable - Miscellaneous: $74,048.64
- Customer's Deposits - Reundable: $85,125.37
- Misc Non-Operating Revenue: $5,712.85
- **Total Receipts**: $2,799,281.79

## Super-Now Account Interest (May 31, 2016):
- $94.57

## Money Market Account Interest (May 31, 2016):
- $9,383.16

## Electronic Payment Account Interest (May 31, 2016):
- $432.23

## Public Utility Cash In Bank (May 31, 2016):
- $24,681,115.40
- **Total Receipts and Cash In Bank**: $27,489,915.15

## Disbursements:
- Power Purchased: $1,513,068.95
- Operating Expenses: $84,017.59
- Administrative and General Expenses: $131,429.55
- Payroll: $151,156.32
- Electric and Water Capital Expenditures: $198,443.63
- Stock Purchases (Inventory): $0.00
- Balance of Customer's Deposits after Finals: $68,962.71
- Medical, Dental, Vision and Life Insurance Paid by Employees: $13,998.48
- Support Payment: $0.00
- U.S. Withholding Tax: $24,571.98
- Missouri Dept. of Revenue (Sales Tax): $39,354.80
- Missouri Dept. of Revenue (Income Tax): $8,978.00
- Phelps County Bank (Social Security): $31,770.44
- Sewer Service Charge: $245,994.62
- Refuse Service Charge: $175,126.32
- Purchase U.S. Treasury Bill / Certificates of Deposit: $0.00
- Unclaimed Deposits: $0.00
- PILOT to City of Rolla: $115,911.09
- Standpipes Lease/Purchase: $4,099.16
- Electric Power Supply Infrastructure Lease/Purchase: $90,552.72
- Privacy Fees: $0.00
- Void Checks: $0.00
- **Total Disbursements**: $2,887,121.36

## Cash in Bank (June 30, 2016):
- $24,602,793.79
- **Total Disbursements and Cash in Bank**: $27,489,915.15

## Balance of Other Funds:

### Public Utility Accounts:
- Central Federal Savings & Loan, Check #1207 for $2,423.90
- Citizens Bank of Newburg, Check #1206 for $918.34
- Phelps Co Bank-Electronic Payment Account, Check #1070 for $187,837.66
- Phelps Co Bank-Money Market:
- Phelps Co Bank-Super Now, Checks #23849 thru #23944 for $2,887,121.36
- Town & Country Bank, Check #1206 for $2,925.82
- Regions Bank, Check #1208 for $815.61
- **Total Public Utility Accounts**: $7,339,531.79

### Electric Reserves:
- Certificates of Deposit: $0.00
- Money Market Account: $14,726,995.00
- U.S. Treasury Bills: $0.00
- **Total Electric Reserves**: $14,726,995.00

### Water Reserves:
- Certificates of Deposit: $0.00
- Money Market Account: $2,536,267.00
- U.S. Treasury Bills: $0.00
- **Total Water Reserves**: $2,536,267.00

### Total Reserves:
- $17,263,262.00

### Total Public Utility Accounts and Reserves:
- $24,602,793.79
## STATISTICS

### JUNE 2016

<table>
<thead>
<tr>
<th>PRODUCTION</th>
<th>ELECTRIC SALES</th>
</tr>
</thead>
<tbody>
<tr>
<td>Date of Demand</td>
<td>06/06/2016</td>
</tr>
<tr>
<td>Time of Demand</td>
<td>04:00 PM</td>
</tr>
<tr>
<td>Scada Demand</td>
<td>54,490.0</td>
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<tr>
<td>kWh Purchased</td>
<td>25,405,400</td>
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<tr>
<td>Total Cost</td>
<td>$1,707,844.94 *</td>
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<tr>
<td>Cost per kWh</td>
<td>$0.067224 *</td>
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<tr>
<td>Load Factor</td>
<td>63.2%</td>
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<tr>
<td>Pumped #2 Well</td>
<td>7,207,000</td>
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<tr>
<td>Pumped #3 Well</td>
<td>0</td>
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<tr>
<td>Pumped #4 Well</td>
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<td>Pumped #5 Well</td>
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<td>Pumped #6 Well</td>
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<td>Pumped #14 Well</td>
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<td>Pumped #15 Well</td>
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<td>Pumped #16 Well</td>
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<td>Pumped #17 Well</td>
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<td>Pumped #1 Ind Park Wall</td>
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<td>Pumped #2 Ind Park Wall</td>
<td>2,634,000</td>
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<tr>
<td>Total Gallons</td>
<td>61,666,000</td>
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<tr>
<td>Residential - Single Phase kWh</td>
<td>5,496,236</td>
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<tr>
<td>Residential - Three Phase kWh</td>
<td>73,915</td>
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<tr>
<td>Commercial - Single Phase kWh</td>
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<td>Commercial - Three Phase kWh</td>
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<td>Power Service kWh</td>
<td>6,216,647</td>
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<td>Industrial kWh</td>
<td>4,713,600</td>
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<td>Area/Street Lighting kWh</td>
<td>41,709</td>
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<td>Rental Lights kWh</td>
<td>95,130</td>
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<tr>
<td>Total kWh Sold</td>
<td>20,202,095</td>
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<td>Demand kW</td>
<td>26,266</td>
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<tr>
<td>Revenue</td>
<td>$1,975,791.75</td>
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<tr>
<td>Monthly Loss</td>
<td>26.48%</td>
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<tr>
<td>Fiscal Year to Date Loss</td>
<td>7.37%</td>
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</tbody>
</table>

### WATER SALES

| Residential - Single Phase Gallons | 26,116,000 |
| Residential - Three Phase Gallons | 199,000 |
| Commercial - Single Phase Gallons | 5,614,000 |
| Commercial - Three Phase Gallons | 3,541,000 |
| Power Service Gallons | 9,278,000 |
| Industrial Gallons | 140,000 |
| Missouri S&T Gallons | 2,140,000 |
| PWSD #2 Gallons | 1,206,000 |
| Total Gallons Sold | 48,234,000 |
| Revenue | $218,139.8 |
| Pumping Cost, Electric | $24,098.01 |
| Monthly Unidentified Loss | 17.77% ** |
| Fiscal Year to Date Unidentified Loss | 17.19% *** |

### METERS IN SERVICE

<table>
<thead>
<tr>
<th>Electric</th>
<th>Water</th>
</tr>
</thead>
<tbody>
<tr>
<td>Residential - Single Phase</td>
<td>7,664</td>
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<tr>
<td>Residential - Three Phase</td>
<td>23</td>
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<tr>
<td>Commercial - Single Phase</td>
<td>972</td>
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<tr>
<td>Commercial - Three Phase</td>
<td>446</td>
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<tr>
<td>Power Service</td>
<td>131</td>
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<tr>
<td>Industrial</td>
<td>6</td>
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<tr>
<td>Area/Street Lighting</td>
<td>41</td>
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<tr>
<td>Missouri S&amp;T</td>
<td>5</td>
</tr>
<tr>
<td>PWSD #2</td>
<td>429</td>
</tr>
<tr>
<td>Total</td>
<td>9,283</td>
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</tbody>
</table>

* Energy losses are not included in this statistic and are estimated at an additional 12%.
** Loss includes 2,476,600 gallons per water main flushing records.
*** FY loss includes 24,074,800 gallons per water main flushing records.
ELECTRIC DEPARTMENT

(E1) Industrial Park Substation
- Installation of (2) additional reclosers and underground feeder circuits
  Started, February 5, 2016
  Completed, July 5, 2016

(E2) 1104 North Rolla Street
- Transformer, service and meter upgrade
  Started, June 24, 2016
  Ongoing

(E3) Cedar & Olive Street from 16th - 18th Street
- Rebuild existing overhead 4kV distribution system
  Started, June 27, 2016
  Ongoing

(E4) 2020 Forum Drive
  (new apartments)
- Transformer and service installation
  Started, June 30, 2016
  Completed, July 1, 2016

WATER DEPARTMENT

(W1) 16th & Pine Street to 18th & Elm Street
- Replace existing 4" cast iron with 8" PVC
  Started, June 13, 2016
  Ongoing

(W2) 1104 North Rolla Street
- (1) 4" water tap
  Completed, June 24, 2016

(W3) RMU Well #14
- Piping, electrical and treatment equipment installation
  Started, January 4, 2016
  Ongoing

(W4) RMU Hy Point Well #3
- Piping, electrical and treatment equipment installation
  Started, February 4, 2016
  Ongoing

MISCELLANEOUS

(1) Missouri Department Natural Resource
  "Drinking Water Treatment and Distribution"
  June 30, 2016
  Rolla, Mo
- Attended by: Vicki Cason
  Robert Castle

(2) Street Repairs for RMU Water Projects
  Fox Creek, Old English, Whitesall
  Brighton
- 20,768 sq. ft. street repair
  Total $48,543
REGULAR SESSION - April 26, 2016
~ Meeting was held in the Board Room at RMU’s Tucker Professional Center at 4:30 p.m. ~

The meeting was called to order at 4:32 p.m. by Rolla Board of Public Works (“RBPW” or “Board”) Vice President Albert Crump. The following were present:

Board members: President Nick Barrack, by phone
Secretary Matthew Z. Williams
Vice Secretary Dr. Wm. Eric Showalter

RMU Staff: General Manager Rodney P. Bourne, P.E.
Operations Manager Tom Parker
Business/Finance Manager Dennis Roberts
Staff Engineer Vicki Cason, P.E.

Minutes submitted, according to Agenda, by RMU’s Executive Administrative Assistant, Nicole Sikes

I. APPROVAL OF MINUTES
Williams made a motion, seconded by Showalter, the minutes of the March 22, 2016 Board meeting Regular and Special session be approved as presented. Motion passed unanimously.

II. CITIZEN COMMUNICATION (None)

III. SPECIAL PRESENTATION (None)

IV. STAFF REPORTS
A. BUSINESS/FINANCE MANAGER’S REPORT (Roberts)
   1. The Board received the Statement of Income & Expenses reports for March 2016 (FY16), with the following comparisons:
      Month-to-Date comparison of March 2016 to March 2015
      • Operating Income decreased $388,511.00. Purchased Power expense decreased $138,373.00; Operating Expenses decreased $35,005.00 resulting in a Total Operating Income of $79,364.28 which showed a decrease of $353,506.00; Total Other Income decrease $170,18.00. Total Net Income for March 2016 was $98,497.58, a decrease of $370,524.00 in comparison to March 2015.
      Year-to-Date (YTD) FY2016 and FY2015
      • Operating Income decreased $1,003,140.00; Purchased Power expense decreased $1,119,211.00; Operating Expenses decreased $960,262.00 resulting in a Total Operating Income of $230,297.44, a decrease of $42,878.00. Other Income increased $159,601.00 resulting in a Net Income YTD of $705,914.02, an increase of $116,723.00 compared to the same time period last year.
   2. Roberts presented RMU’s Financial Statement, Statistics report, and the Disbursement Summary for March 2016 which included the following public account checks and transfers:
      Public utility checks
      Phelps Co Bank - Super Now, Checks #23561-23664
      Phelps Co Bank - Electronic Pmt Acct, Check #1067
      Transfer of funds
      Central Federal Savings & Loan, Check #1203
      Citizens Bank, Check #1203
      Regions Bank, Check #1205
      Town & Country Bank, Check #1203

Showalter made a motion, seconded by Williams, the reports be approved as presented and forwarded to the City. Motion passed unanimously.

B. STAFF ENGINEER’S REPORT (Cason)
   1. Updates on:
      a. Development Review Committee meeting. Cason reported there was a DRC meeting on March 29th. There were three items for discussion. RMU requested an easement on I-44 Center Plat No 4.
      b. APPA RP3 Gold Designation. Cason attended APPA Conference April 3-5 to receive award on behalf of RMU.

C. OPERATION MANAGER’S REPORT (Parker)
   1. Update on current RMU projects
      ELECTRIC DEPARTMENT -
D. GENERAL MANAGER’S REPORT

1. MC Power Update
Solar farm will be energized and start a commissioning process this Thursday April 28, 2016. A test period will begin and continue for a couple of weeks. Rolla Dedication Ceremony will be Thursday, May 12, 2016 at 10:30 A.M.

2. Comparative Rates Summary
The comparative rate summary survey is held annually and indicates water and electric rates within a 50-mile radius of the Rolla area. The annual survey looks at municipal utilities, rural electric cooperatives and the investor owned electric utilities. RMU rates are in the middle. RMU continues to improve our water and electric systems.

V. OLD BUSINESS

(None)

VI. NEW BUSINESS

A. 1. RFB#16-111: Leak Detection Survey
Received only one bid which is in line with past bids for the leak detection survey. Staff recommends acceptance of bid in the amount of $26,520. Showalter made a motion, seconded by Williams that a purchase order be issued to ADS Environmental Services in the amount of $26,520.00. Motion passed unanimously.

2. RFB#16-112: Water Meter Replacement
This project was discussed with the board as a partnership with the City of Rolla to determine the accuracy of the water meters in the system and to provide data that will be used to determine the necessity of a future meter replacement program. Staff recommends acceptance of low bid to replace 319 meters for $84,512.00. Williams made a motion, seconded by Showalter that a purchase order be issued to MB Construction, LLC in the amount of $84,512.00. Motion passed unanimously.
3. **RFB#16-113: Radio Reading Devices**
   Ilion ERTs Sole Source Bid. The is in conjunction with the meter replacement. RMU will provide the ERTs to
   the contractor for installation. Staff recommends acceptance of the sole source bid in the amount of
   $35,490.00. Showalter made a motion, seconded by Williams that a purchase order be issued to
   Midwest Meter, Inc in the amount of $35,490.00. Motion passed unanimously.

B. **Update to General Specifications for Water Main Construction**
   Revised part number of the meter setters that are used on 5/8" to 1" meter service. Williams made a motion,
   seconded by Showalter that the update to General Specifications for Water Main Construction be approved.
   Motion passed unanimously.

VII. **EXECUTIVE SESSION** (None)

VIII. **ADJOURNMENT**
   With no further business appearing, Showalter made a motion, seconded by Barrack, to adjourn the meeting.
   Motion passed unanimously. Meeting adjourned at 5:06 p.m.

![Signature]

Nicholas Barrack, President

Matthew Z. Williams, Secretary

*The Board's next meeting is scheduled for Tuesday, May 31, 2016 at 4:30 p.m.*
REGULAR SESSION - May 31, 2016

Meeting was held in the Board Room at RMU's Tucker Professional Center at 4:30 p.m.

The meeting was called to order at 4:33 p.m. by Rolla Board of Public Works ("RBPW" or "Board") President Nick Barrack. The following were present:

Board members: Vice President Albert Crump Jr.  
Secretary Matthew Z. Williams  
Vice Secretary Dr. Wm. Eric Showalter  
RMU Staff: General Manager Rodney P. Bourne, P.E.  
Operations Manager Tom Parker  
Business/Finance Manager Dennis Roberts  
Staff Engineer Vicki Cason, P.E.

Minutes submitted, according to Agenda, by RMU's Executive Administrative Assistant, Nicole Sikes.

I. APPROVAL OF MINUTES
Williams made a motion, seconded by Showalter, the minutes of the April 26, 2016 Board meeting Regular session be approved as presented. Motion passed unanimously.

II. CITIZEN COMMUNICATION (None)

III. SPECIAL PRESENTATION (None)

IV. STAFF REPORTS (Bourne)
A. General Manager’s Report
   1. FY2017 Draft Budget - Power Supply costs continue to play a large role in our costs and are projected to remain stable through calendar year 2017. RMU currently has an Operating Cash Balance of $787 which is above our normal operating requirements. RMU’s Electric and Water reserves are fully funded. The Operating account balance has been steadily growing and the increases are attributable to efficient operation by Utility Staff, Cost Containment, where possible, continuing steady power supply costs from our long term strategies with MoPEP, and lower than expected Capital Improvement costs. RMU has three major Capital Improvement projects scheduled for FY2017 which include, $500,000 service department remodeling project, a $1.1 million water main replacement on Old St. James Road from Arkansas Avenue out to the former Cantex factory building, and $275,000 24-inch bore underneath Interstate 44 at Ninth Street near Phelps County Regional Medical Center. Also, RMU plans to eliminate the additional $400K annual LAGERS contribution in FY2017. In addition, RMU proposes adjusting our Street and Rental Lighting rates to reflect the installation of LED fixtures. Since RMU has changed from High Pressure Sodium (HPS) to Light Emitting Diode (LED) on metered street lighting the City energy bill has decreased. In addition to the revised rates Tom Parker is requesting bids for additional LED Lights to be installed for the City of Rolla to change out street lighting on wood and aluminum poles.
   
   FY2017 Budget - RMU has budgeted $302.2 million in Revenue and $31.36 million in Operating Expenses, including a negative $1.1 million in Operating Margin. The budget includes a discount in energy and water consumption rates by 5% and 4% respectively for FY2017. If approved, the reduction will be shown on separate billing lines as Power and Water Cost Adjustments. Every 1% reduction in the Electric Department kWh rate equals to approximately $277K in revenue. If approved by the Board this year, RMU management will re-evaluate the discounted rate at this time next year and propose changes as required based on our financial position. Lastly, RMU is proposing to increase the Electric Service Availability Fees for all classes which corresponds with our Cost of Service Study recommendations. This is a minor increase as it relates to the proposed rate discounts. Overall, approximately $1M in overall rate relief to our customers will be realized.

Crump made a motion, seconded by Showalter, that the Board adjourn to Executive Session to discuss Personnel under RSMo (Supp. 1997) Section 310.021(3). Roll call vote was taken at 4:50 p.m. Votes: Barrack, yes; Crump, yes; Williams, yes; Showalter, yes.

VII. EXECUTIVE SESSION (None)
A. Personnel under RSMo (Supp. 1997) Section 610.021(3).

Showalter made a motion, seconded by Williams, that the meeting return to open session. Roll call vote taken at 4:52 p.m. Votes: Barrack, yes; Crump, yes; Williams, yes; Showalter, yes.

(OPEN SESSION)
In open session, Bourne reported that during Executive Session, the Board discussed a Personnel matter with action taken.
VIII. ADJOURNMENT
With no further business appearing, Williams made a motion, seconded by Crump, to adjourn the meeting. Motion passed unanimously. Meeting adjourned at 4:53 p.m.

Nicholas Barrack, President
Matthew Z. Williams, Secretary

The Board's next meeting is scheduled for Tuesday, June 28, 2016 at 5:30 p.m.
REGULAR SESSION - June 28, 2016
Meeting was held in the Board Room at RMU's Tucker Professional Center at 5:30 p.m.

The meeting was called to order at 5:30 p.m. by Rolla Board of Public Works ("RBPW" or 'Board') Vice President Albert Crump Jr. presiding. The following were present:
Board members: President Nick Barrack, by phone
Secretary Matthew Z. Williams
Vice Secretary Dr. Wm. Eric Showalter
RMU Staff: General Manager Rodney P. Bourne, P.E.
Operations Manager Tom Parker
Business/Finance Manager Dennis Roberts
Staff Engineer Vicki Cason, P.E.

Minutes submitted, according to Agenda, by RMU's Executive Administrative Assistant, Nicole Sikes.

I. APPROVAL OF MINUTES
Showalter made a motion, seconded by Williams, the minutes of the May 31, 2016 Board meeting Regular and Executive session be approved as presented. Motion passed unanimously.

II. CITIZEN COMMUNICATION
A. Public Hearing for FY2017 Proposed Budget and Rate Changes - No one was present to speak with the Board and the Public hearing was closed.

III. SPECIAL PRESENTATION (None)

IV. STAFF REPORTS
A. BUSINESS/FINANCE MANAGER'S REPORT (Roberts)
1. The Board received the Statement of Income & Expenses reports for April & May 2016 (FY16).
   1. Roberts reviewed the May 2016 report (FY16), with the following comparisons:
   Month-to-Date comparison of May 2016 to May 2015
   - Operating Income decreased $83,761. Purchased Power expense decreased $32,462. Operating Expenses decreased $21,603 resulting in a Total Operating Income of $379,781 which showed a increased loss of $62,158; Total Other Income increased $52,803. Total Net Loss for May 2016 was $291,353, an increase of $9,355 in comparison to May 2015.
   - Year-to-Date (YTD) FY2016 and FY2015
      - Operating Income decreased $1,111,130; Purchased Power expense decreased $1,151,551. Operating Expenses decreased $931,893 resulting in a Total Operating loss of $160,023, an increase of $179,237. Other Income increased $207,278 resulting in a Net Income YTD of $431,443, an increase of $28,041 compared to the same period last year.
2. Roberts presented RMU's Financial Statement, Statistics report, and the Disbursement Summary for April and May 2016 which included the following public utility account checks and transfers:
   - Public utility checks
     - Phelps Co Bank - Super Now, Checks #23752-23848
     - Phelps Co Bank - Electronic Pmt Acct, Check #1069
   - Transfer of funds
     - Central Federal Savings & Loan, Check #1205
     - Citizens Bank, Check #1205
     - Regions Bank, Check #1207
     - Town & Country Bank, Check #1205
   - Williams made a motion, seconded by Showalter, the reports be approved as presented and forwarded to the City. Motion passed unanimously.
3. Paymentus eBilling & ePayment Software
   Roberts provided an update regarding RMU's efforts to allow customers electronic payments and billing. SunGuard Click-to-Gov is a software that provides eServices to utility customers. However, installing and maintaining it is very IT labor intensive. An alternative is Paymentus which is a third party vendor with SunGuard that offers great features and interface with payment solutions. Paymentus offers a pay now button that conveniently takes customers to their utilities amount due online and gives an option to pay by card, eCheck or kiosks. Customers also have the option to save their credit card information for easy reoccuring payments online. Paymentus has a fairly new partnership with HTE. As of now, there are no HTE customers up and running with the Paymentus e-solution, RMU will continue to research Paymentus and seek a SunGuard client that has completed the Paymentus transition.
4. Business Office HVAC Replacement
   RMU's HVAC on the first level of the Business Office partially failed this unit is approximately seven (7) years old and has been subject to numerous failures. Cason has prepared bids for a replacement unit. which will be brought to next months Board meeting. This purchase is not a budgeted item and is considered an emergency purchase.
B. STAFF ENGINEER’S REPORT (Cason)

1. Updates on:
   a. Development Review Committee meeting. There have been two DRC meetings since Cason reported last Board meeting, one on April 26th and one on May 31st. The agendas and comment memos for both DRC meetings were included in the board packet. A significant issue is the need for RMU to be included in all City sewer use agreements to address utility issues.
   b. Contractor Mains. Cason reported the work has begun on Phase II of the Hy Point Industrial Park West water main extension.
   c. Water Meter Replacement. MB Construction started working on the water meter replacement on May 31st. They started with the 5/8" meters on the 31st and brought in more crews and were working on the 2" meters by June 1st. They were basically completed with the project on June 10th. There was a couple of issues, Midwest Meter did not have the shelf mount kits for the ERTs delivered by the start date and spacers were needed for the 2" compound meters and those had to be ordered. We are working with MB Construction to resolve the remaining issues. Midwest Meter is picking up the meters that are being shop tested and hope to be able to return those when they send their crew to do in-place testing of the large water meters.

C. OPERATION MANAGER’S REPORT (Parker)

1. Update on current RMU projects

   **ELECTRIC DEPARTMENT** -
   (E5) Missouri University of Science & Technology (Student Residence). Relocation of existing 4kV & 34kV overhead distribution and transmission lines (reimbursable). Started, April 14, 2016. Completed, April 26, 2016.

   **WATER DEPARTMENT** -
   (W1) 10th & Asher Street to 9th & Fairgrounds Road. Replace existing 10” & 12” water main with 16” PVC; installed 80 ft. 6” PVC; 20 ft. 10” PVC; 100 ft. 12” PVC; 1,800 ft. 16” PVC; (4) fire hydrants. Started, April 12, 2016. Completed, June 10, 2016.
   (W2) 16th & Pine Street to 18th & Elm Street. Replace existing 4” cast iron with 8” PVC. Started, June 13, 2016. Ongoing.

   **MISCELLANEOUS** -
   (2) Missouri Water & Wastewater Conference (Midwest Section Meeting). Attended by RMU Employees: Jason Bell, Rodney Bourne, Vicki Cason, Robert Castle, Alan Davis, Matt Dunn, Bruce Lineback, Nathan Randolph, Curt Reppond, and Kent Sbabo.
D. GENERAL MANAGER’S REPORT (Bourne)

1. MPUA/MoPEP Updates The MoPEP Pool had a conference call scheduled for Monday to continue discussions related to offering renewable power options to our large retail customers. In result to Monday's conference call MoPEP Pool agreed upon implementing a renewable energy pass-thru rate, primarily wind based, to retail customers. Customers need to maintain a 55% load factor and purchase at least 60,000 kilowatt-hour annually to meet the minimum qualifications. RMU predicts to have approximately less than a hundred (100) customers between retail and commercial customers that might be interested and a few that will meet the minimum qualifications. RMU is working on a letter to outline the requirements of the program and determine the level of interest. RMU has two (2) months to aggregate a list of our large commercial and industrial customers to determine their level of interest. RMU requests are combined with the other MoPEP city customer requests to determine the final allocations. MoPEP Pool will then discuss the wind resource available to these qualified customers.

MoPEP Board, at the May 2nd meeting, voted to purchase power from up to seven (7) additional solar farms. Three would be same size as Rolla, and the remaining four would be half the size. The vote was very close and only passed by one vote. The Marshall County Wind Project is now in commercial operation. MoPEP is receiving 20MW of power from this facility. I have been appointed the Chair of the MoPEP Services and Rates Committee.

Clean Line Energy - Grain Belt Express has offered MJMEUC an option to purchase transmission services from the Grain Belt Express. This option agreement was approved at the June 2nd MJMEUC Board Meeting. MJMEUC will have two options up to 200MW. The new transmission line is intended to carry high capacity factor wind energy from the Dodge City, KS area to the PJM RTO on the east coast. Current projections are the all-in wind energy cost will be at, or less than, our current coal power contract. The line has some controversy in the counties along the alignment, but is generally supported. Some MJMEUC members may be asked to testify during the PSC process in support of the project.

Dynegy, in early May, announced plans to shutter three Illinois coal-fired units, informing the region’s grid operator that it should remove 1,835 MW from MISO Zone 4. An additional 500MW are targeted for shutdown, and the generator said to a decision will come later this year. The decision to shut down operations at Baldwin and Newton units was made after they once again failed to recover their basic operating costs in the most recent MISO capacity auction. Earlier this year, Dynegy announced the 465 MW Wood River Power Station would retire in June for similar reasons. In total, 2,800 MW of generation from Illinois will be lost - approximately 30% of the power generation capacity in Southern Illinois. In addition, a nuclear plant in Illinois and the one in Nebraska are also considering shutdown. These actions could remove up to 4GW of power from the mid-west which can impact grid reliability.

Both Empire and KCPL-GMO have rate cases before the Public Service Commission. Empire was recently acquired by a Canadian power company. Great Plains Energy, the parent company of KCPL, recently acquired Westar. Ameren has filed a Solar Tariff to allow customers to purchase solar power at about $0.15/kWh.

2. Century Link Pole Attachment Agreement Bourne stated that negotiations are ongoing with Century Link for a new Joint Use Agreement.

V. OLD BUSINESS (None)

VI. NEW BUSINESS

A. FY2017 Budget and Rate/Fee Changes - There are no changes to the FY2017 Budget since last Board meeting on May 31, 2016. RMU’s Electric and Water reserves are fully funded. Power Supply costs continue to play a large role in our costs and are projected to remain stable through calendar year 2017. The budget includes a discount in energy and water consumption rates by 6% and 4% respectively for FY2017. If approved by the Board this year, RMU management will re-evaluate the discounted rate at this time next year and propose changes as required based on our financial position. After the discounted rate becomes effective Rate/Fee Changes will be made. Overall, the discounts outweigh the rate increases. Between the electric kilowatt-hour rate reduction and the service availability increase, customers will see a net reduction of $960,000. Combining this with the water fee reduction, this will be slightly over $1 million in rate relief in FY2017.

B. Sick Leave Bank Policy - Management is requesting to make modifications to the Sick Leave Bank Policy to be more specific to when enrollment is completed and when RMU employees are eligible to use the sick bank. Showalter made a motion, seconded by Williams to pass the modifications to the Sick Leave Bank Policy. Motion passed unanimously.

C. 1. RFB#16-115E LED Street Lighting

Received four (4) bids Staff recommends acceptance of low bid in the amount of $95,625.00. Showalter made a motion, seconded by Williams that a purchase order be issued to Harry Cooper Supply in the amount of $95,625.00. Motion passed unanimously.

IV. M 8.
2. RFB#16-116E LED Street Lighting
   Received four (4) bids. Staff recommends acceptance of low bid in the amount of $95,135.00. Williams made a motion, seconded by Showalter that a purchase order be issued to Harry Cooper Supply in the amount of $95,135.00. Motion passed unanimously.

3. RFB#2016-Primary Depository
   Received only one bid. Staff recommends acceptance of Phelps County Bank bid with rates of .26% Money Market accounts and .03% all other funds. Williams made a motion, seconded by Showalter that awarded Phelps County Bank bid with rates of .26% Money Markets account and .03% all other funds. Motion passed unanimously.

VIII. ADJOURNMENT
With no further business appearing. Williams made a motion, seconded by Showalter, to adjourn the meeting. Motion passed unanimously. Meeting adjourned at 6:21 p.m.

Albert Crump Jr., Vice President
Matthew Z. Williams, Secretary

The Board's next meeting is scheduled for Tuesday, July 19, 2016 at 4:30 p.m.
CITY OF ROLLA
CITY COUNCIL AGENDA

DEPARTMENT: Community Development ACTION REQUESTED: Final Reading

ITEM/SUBJECT: An Ordinance to approve the rezoning of three parcels located at 1805, 1807, and 1809 North Bishop Avenue from C-2 (General Retail District) zoning to C-3 (Highway Commercial District) zoning.

(Vessell)

DATE: 8-1-2016

GENERAL INFORMATION:

CASE#: 6-17-16

APPLICANT/STATUS OF APPLICANT: The subject property is owned by the Vessell Property Management LLC, whose office is located at 1908 North Bishop Avenue in Rolla, Missouri, 65401. Phone Number (573) 458-6510. E-mail – mike@inv-rel.com.

CURRENT ZONING/USE: The subject property is zoned C-2 (General Retail District) zoning which does not permit new residential development. The site itself is mostly undeveloped. The only remaining structure is an approximately 2,700 sq. ft. commercial building. The site did have apartments which were recently removed. The highest and best use of this property is commercial given the adjoining commercial uses nearby.

LOCATION OF DEVELOPMENT: The proposed business is located along north central Bishop Avenue and may be identified with the following street addresses 1805, 1807 and 1809 in North Central Rolla at the intersection with Elm Street and Bishop Avenue. The Assessor’s Account Numbers 6918, 6920, and 6921 for this development can also be used to identify the location of a given property. See the attached map and legal description.

ENGINEER OF RECORD: Crockett Engineering Consultant LLC, 2608 N. Stadium Blvd. Columbia, MO 65202 Phone (573) 447-0282 E-mail – tim@crockettengineering.com

SURROUNDING ZONING/LAND USE:

North --- R-3 & C-2 commercial/apartments
South --- C-2/ commercial
East --- C-2/ commercial
West --- C-2/ commercial

✓ A.I.
PROJECT DESCRIPTION: To re-zone a 1.10 acre site [47,766 sq. ft.] from C-2 (General Retail District) zoning to C-3 (Highway Commercial District) zoning to allow the re-development of the site as MFA Break-Time C-Store, to include fuel pumps and a retail store. This will be the second location in Rolla.

The total site is 47,766 sq. ft. area. Of that amount, over the entire tract, 41,581 of sq. ft. will have an impervious surface. The actual commercial building will have a footprint of 3,925 sq. ft., with a building coverage footprint of no more than 40% - 19,106 sq. ft.

FINDINGS: The Rolla Planning and Zoning Commission may consider the following factors in their recommendation to approve with conditions or deny the re-zoning request:

1. Neighborhood character/impact: The proposed project will not negatively impact the character of the surrounding neighborhood given the extent to which the subject property is surrounded by commercial land use and institutional development. Property access and traffic flow is another important consideration when determining examining potential neighborhood impact. The proposed development will increase traffic flow and parking demand so the developer will provide up to 28 parking spaces, including 2 handicap spaces.

2. Consistency with the Rolla 2020 Comprehensive Plan Update: The Future Land Use Map found in the Rolla 2020 Comprehensive Plan Update adopted by City Council in 2006 shows the subject property being suitable for highway commercial development.

   The Rolla 2020 Future Land Use Map is not intended to remain static or unchanged over time, but should be revised by the Planning and Zoning Commission and the City Council to reflect changing development trends and growth opportunities if considered desirable. The future land use map and text did address policy regarding the importance of infill development and redevelopment stating: "The City will encourage infill Development on vacant or underutilized parcels where infrastructure and public services are readily available..." The proposed project meets this policy guideline.

3. Adequacy of Utilities & Public Services: All public utilities and services are available to the subject property to support the development as outlined in this report. The site is clearly located within the service area of the Rolla Fire Department.

4. Impact on Streets and Parking: The proposed development will rely on vehicular access to Bishop Avenue, an important thoroughfare in north Rolla and the region. Bishop Avenue is classified as a major north/south arterial in Rolla with a planned traffic capacity of 10,000 ADT (average daily traffic) per day. The current daily traffic count at Elm Street and Bishop Avenue is approximately 8,223 ADTs. The developer will be required to provide off-street parking spaces for the project as specified in City code as building construction is completed.
5. **Physical Characteristics:** The subject property drains mostly to the west. No part of the property proposed for re-zoning is located within an identified 100 year flood plain. Due to the size of development the developer will be required to provide storm water improvement plan and an erosion control/sediment plan that would apply during construction.

6. **Suitable for Re-Zoning:** The subject property as described in this report is suitable for re-zoning from C-2 district zoning to C-3 district zoning.

**PUBLIC COMMENT/ISSUES:** The proposed rezoning was advertised in the RDN on June 25/26, 2016. Notice was sent to adjoining property owners within 185'. A public hearing was conducted as scheduled by the Planning and Zoning Commission on July 12, 2016. The Planning and Zoning Commission voted unanimously to recommend approval to the City Council. The Council conducted its public hearing on July 18, 2016 and a final reading on August 1, 2016.

**ACTION REQUIRED:** Planning and Zoning Commission recommended to the City Council that the proposed re-zoning be approved as offered.

**ATTACHMENTS:**

- Zoning request from applicant
- Zoning map
Request to Rezone Real Estate located at 1805, 1807 & 1809 North Bishop Avenue from C-2 (General Retail District) Zoning to C-3 (Highway Commercial District) Zoning (Vessell)
DESCRIPTION FOR REZONING BREAKTIME, ROLLA
VESSEL PROPERTY MANAGEMENT, LLC
JOB #150409

JUNE 16, 2016

A TRACT OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 2, TOWNSHIP 37 NORTH, RANGE 8 WEST, ROLLA, PHELPS COUNTY MISSOURI AND BEING TRACT 1 AND 2 OF THE DEED RECORDED AS DOCUMENT 2010-0907 AND TRACT 1 OF THE DEED RECORDED AS DOCUMENT 2010-0908 AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTH RIGHT-OF-WAY LINE OF INTERSTATE 44, AT THE NORTHWEST CORNER OF TRACT 1 OF THE SURVEY RECORDED AS DOCUMENT 2013-4044 AND WITH THE LINE OF SAID SURVEY S 24°41'40"W, 58.94 FEET; THENCE S 1°30'40"W, 45.06 FEET; THENCE S 13°27'35"E, 47.35 FEET; THENCE N 76°39'05"E, 82.10 FEET TO THE SOUTHWEST CORNER THEREOF; THENCE LEAVING THE LINES OF SAID SURVEY, S 13°14'00"E, 123.56 FEET TO THE NORTHERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY 63; THENCE WITH SAID RIGHT-OF-WAY LINE, S 76°37'55"W, 427.46 FEET TO THE EAST LINE OF OLD VIENNA ROAD; THENCE LEAVING SAID NORTHERLY RIGHT-OF-WAY LINE N 39°09'55"W, 136.23 FEET; THENCE N 36°23'25"E, 51.26 FEET; THENCE N 30°50'25"E, 6.16 FEET; THENCE N 75°56'45"E, 68.23 FEET; THENCE N 66°05'00"E, 50.59 FEET; THENCE N 33°06'10"E, 46.43 FEET; THENCE N 19°32'05"E, 40.30 FEET; THENCE N 1°44'00"E, 78.70 FEET TO THE POINT OF BEGINNING AND CONTAINING 1.10 ACRES.

[Signature]

DAVID T. BUTCHER, PLS-2002014095

DATE

[Stamp]

[Stamp]
Objective:

Our goal is both efficient movement of traffic and access to adjacent property. A higher level of access management is necessary on major roads so that traffic can move safely and efficiently. Access management techniques are used to provide an appropriate balance between the through movement and the need to access the adjacent properties. Access management is the proper planning and design of access to the roadway system that helps ensure traffic flow more smoothly, with fewer crashes, which means everyone travels safer.

Concerns:

1) South entrance spacing from Elm Street- The proposed 175’ spacing from Elm Street does not meet corner clearance guidelines of 440’. Drivers trying to turn left into the lot will be in conflict with those turning left onto Elm and the left turn storage area is limited. It is important to provide enough distance between the corner and the first driveway to effectively separate conflict points and allow drivers enough time to make safe maneuvers. When corners are not adequately cleared, crash rates and delay increase.

2) South entrance spacing from Pine Street- This is a congested area at peak times and the southbound queues can block the southern entrance. This creates a safety concern as northbound left drivers waiting to access the lot may block the northbound through lane.

3) Internal flow of parking lot – Poor parking lot circulation can cause internal congestion and results in traffic backing up on 63 as drivers wait to access the lot.
   a. Parking spaces are close to southern entrance, so drivers will be in conflict with those trying to turn in.
   b. Fuel truck will block the parking lot off when filling the tanks. Drivers will not be able to access the southern entrance and those inside the lot will have a difficult time circulating around the lot.

\[ I \cdot A \cdot b. \]
ORDINANCE NO. ____________

AN ORDINANCE APPROVING THE REZONING OF THREE PARCELS LOCATED AT 1805, 1807, AND 1809 NORTH BISHOP AVENUE FROM C-2 (GENERAL RETAIL DISTRICT) ZONING TO C-3 (HIGHWAY COMMERCIAL DISTRICT) ZONING. (VESSELL).

WHEREAS, an application was duly filed with the Community Development Department on June 16, 2016, requesting the property described above be rezoned according to the Basic Zoning Ordinance of the City of Rolla, Missouri;

WHEREAS, a public notice was duly published on June 25, 2016 in the Rolla Daily News for this rezoning according to law which notice provided that a public hearing would be held at Rolla City Hall, 901 N. Elm, in the City of Rolla, Missouri; and

WHEREAS, the City of Rolla Planning and Zoning Commission met on July 12, 2016 at 5:30 p.m. The Planning and Zoning Commission recommended the City Council approve the rezoning of the subject property as proposed by the applicant; and

WHEREAS, the City Council, during its July 18, 2016 meeting, conducted a public hearing concerning the proposed rezoning and heard the first reading of the subject ordinance;

WHEREAS, after consideration of all the facts, opinions, and evidence offered to the City Council at the hearing by those citizens favoring said change of zoning and by those citizens opposing said change in zoning, the City Council found that the proposed rezoning would promote public health, safety, morals, and the general welfare of the City of Rolla, Missouri, and would be for the best interest of said City.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI AS FOLLOWS:

SECTION 1: That the Basic Zoning Ordinance No. 3414, Chapter 42 of the Code of the City of Rolla, Missouri, which said zoning ordinance adopts zoning regulations, use districts, and a zoning map in accordance with the Comprehensive Plan, is hereby amended by changing the zoning classification of property situated at 1805, 1807, and 1809 North Bishop Avenue within the City of Rolla, Missouri, from C-2 (General Retail District) Zoning to C-3 (Highway Commercial District) zoning.

SECTION 2: Special plat restriction and restriction covenant as to the issuance of building or construction permits: The owners of the tract of land herein platted do hereby impose upon said property and do hereby make the following restrictive covenant: No construction may be commenced upon the above-described property until all necessary building and construction permits have been issued by the City of Rolla, Missouri and that it is understood by the City of Rolla that no such permits shall be issued for any lots herein platted until the completion of public improvements appertaining to such lots or until a cash bond equal to the reasonable costs of completing such public improvements has been received and approved by the City of Rolla, Missouri. The above-mentioned public improvements shall be completed pursuant to the City Code of Rolla, Missouri.

SECTION 3: This Ordinance shall be in full force and effect from and after the date of its passage and approval. Building permits may not be issued by the Community Development Department until the revised plat has been filed with the Phelps County Recorder of Deeds.


APPROVED:

[Signature]

Mayor

ATTEST:

City Clerk

APPROVED AS TO FORM:

[Signature]

City Counselor
CITY OF ROLLA
CITY COUNCIL AGENDA

DEPARTMENT: Community Development ACTION REQUESTED: Final Reading

ITEM/SUBJECT: An Ordinance to approve the Final Plat of Wands Second Addition, a subdivision in the Southeast Quarter of the Southeast Quarter of Section 2, Township 37 North, Range 8 West Rolla, Missouri, this plat being a Minor subdivision, to consolidate existing interior property lines and to establish Lot 1 for future development. (Wands Second)

DATE: 8-1-2016

GENERAL INFORMATION:

CASE# 6-24-16

APPLICANT/STATUS OF APPLICANT: The subject property is owned by Dale W. & Sara V. Wands, P.O. Box 977, Rolla, MO 65402, phone: (573) 308-8388.

CURRENT ZONING/USE: The subject property is zoned R-3 (Multi-Family District) zoning, which permits multiple structures on an individual lot. The buildings are addressed as 1206 North Oak Street (1,085 sq. ft. in area), 1208 North Oak Street (1,500 sq. ft. in area) and 1210 North Oak Street. There are three residential structures on newly designated Lot 1 with an estimated current capacity of 11 housing units. There were 26 units per acre.

LOCATION: The property is located adjacent to Schuman Park near the intersection of North Oak Street and 12th Street. The Assessor’s Account Numbers for this property are 7291 and 7292 and can be used to identify the location of a given property. See the attached map and legal description.

TRACT SIZE: Lot 1 has .81 acre or 35,284 sq. ft. The project meets or exceeds the building coverage and open space standards for R-3 zoned property. The total site area had 8,821 sq. ft. available to satisfy the 25% open space rule and the 40% (14,114 sq. ft.) to meet lot coverage rules – a total of 22,935 sq. ft. The remaining site area has 12,349 sq. ft., which may be used to provide on-site parking and landscaping. The subject can accommodate a maximum of 20 units given the total site area.

PURPOSE: To remove interior lot lines to support the redevelopment of substandard buildings in Rolla’s center city. The subject property has never been subdivided – lot line established by metes and bounds description.
ENGINEER OF RECORD: Lortz Surveying LLC, 14800 Private Drive 1122, Saint James, Missouri, 65559. Phone (573) 265-0561, JasonLortzSurveying.com

PUBLIC COMMENT/ISSUES: No significant issues were raised by the Development Review Committee members at their June 28, 2016 meeting.

The Planning and Zoning Commission, at their July 12, 2016 meeting, voted unanimously to recommend to the City Council that the minor revisions to the Wands Second subdivision be approved as submitted. The City Council conducted a public hearing on July 18, 2016 with a final reading on August 1, 2016.

ACTION REQUIRED: Motion to recommend to the City Council the approval, denial, or approval with conditions of the request to vacate the subject re-subdivision.
TO: John Petersen, Community Development Director

CC: Steffanie Rogers, Finance Director

FR: Floyd Jernigan, Parks and Recreation Director

RE: Wands 2nd Addition – City Code 42-27 Deeding of Public Parks

DATE: Monday, July 25, 2016

Due to the location (not adjacent to existing park land or trail), and the small size of the property, park staff recommends cash-in-lieu of parkland in the amount of $691.74, based on the formula calculated in subsections 5 and 6, multi-family, calculated at a rate of $12,200 per acre for parkland based on the acreage (.81) requirements. These monies shall be deposited into the Parks and Recreation Land Escrow Account.
ORDINANCE NO. _________

AN ORDINANCE APPROVING THE PLAT OF WANDS SECOND SUBDIVISION, A
SUBDIVISION LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF
SECTION 2, TOWNSHIP 37 NORTH, RANGE 8 WEST, ROLLA, MISSOURI, THIS PLAT BEING A
MINOR SUBDIVISION, TO CONSOLIDATE EXISTING INTERIOR PROPERTY LINES AND TO
ESTABLISH A SINGLE LOT 1 (.81 ACRE) FOR FUTURE DEVELOPMENT IN ROLLA, PHELPS
COUNTY, MISSOURI. (WANDS SECOND).

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI AS
FOLLOWS:

Section 1: That the lot lines are consolidated to create Lot 1 of Wands Second Subdivision,
including property located at 1206 North Oak Street, 1208 North Oak Street and 1210 North Oak Street.

Section 2: That the following legal description applies to this Subdivision: A subdivision located
in the Southeast Quarter of the Southeast Quarter of Section 2, Township 37 North, Range 8 West, Rolla,
Missouri.

Section 3: That this Ordinance shall be in full force and effect from after the date of its passage
and approval. Building permits may not be issued by the Community Development Department until the
revised plat has been filed with the Phelps County Recorder of Deeds.

PASSED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI AND APPROVED BY
THE MAYOR THIS 1st DAY OF AUGUST 2016.

APPROVED:

____________________________
Mayor

ATTEST:

____________________________
City Clerk

APPROVED AS TO FORM:

____________________________
City Counselor

\[\sqrt{2.6}\]}
DEPARTMENT: Community Development

ITEM/SUBJECT: Request to Re-plat Lot 11, of the Cedar Trail, Planned Unit Development (PUD), Plat No. 3, (Amended), establishing a subdivision consisting of Lots 13 through 18 of the former plat No. 3, Cedar Trail PUD, Rolla, Phelps County, Missouri.

(Cedar Trails LLC 4)

DATE: 8-1-16

GENERAL INFORMATION:

Case #: 6-10-16

Applicant(s): Cedar Trails LLC, 1703 N. Bishop, Rolla MO 65401, Phone number 573-364-8111.

Status of Applicant: The applicant owns the subject property – All of revised Lots 13 through 18, Cedar Trail Plat No. 4.

Current Zoning/Use: The subject property is zoned for the Cedar Trail PUD adopted by Ordinance 3900 on March 2, 2009. Lot 13 through 18 is currently undeveloped, although the applicant has started to prepare the site to accommodate the construction of residential structures within the context of the revised Cedar Trail PUD.

Proposed Use: The applicant is proposing to revise the Cedar Trails Subdivision by re-numbering Lot 11, creating six new Lots (No. 13 through 18) and 24 dwelling units, to allow the construction of not more than 6 two story, 4-plex dwelling units representing a front floor building footprint of 2,038 sq. ft. The total living space will be 18,342 sq. ft. The new development will occur on Lots 13 through 18. Lot 5 has already been developed with four duplexes.

Location: The property is located at the corners of Christy Drive and Colonial Hills Road. The Phelps County Assessor’s account # is 10,576.11, which may be used to identify a specific location in the revised Cedar Trails Plat No.4, Cedar Trails Re-Subdivision.

Tract Size: The subject property is 1.45 acres in area or approximately 63,162 square feet. Lots 13 through 18 have sufficient space to accommodate the proposed 24 dwelling units.

Development History: There have been several amendments approved for the Cedar Trails PUD and subdivision. The Cedar Trail PUD was first adopted by Ordinance # 3900 in March
2009. The most recent change was approved by Ordinance # 4249 pertaining to the vacation of several utility easements to Plat No. 2.

PUBLIC COMMENT / ISSUES: No significant issues raised by Development Review Committee Members.

REVIEW AND RECOMMENDATION: The Planning and Zoning Commission, at their July 12, 2016 meeting, voted unanimously to recommend to the City Council that the minor revisions to the Cedar Trails PUD, No. 4 be approved as submitted. The City Council conducted a public hearing on July 18, 2016 with a final reading on August 1, 2016.

ACTION REQUIRED: Motion to recommend (approval/denial) or approval with conditions for a request to revise the Cedar Trails PUD.

\[\text{Y. C. A.}\]
ORDINANCE NO. ________

AN ORDINANCE APPROVING THE RESUBDIVISION OF LOT 11 OF THE CEDAR TRAILS PLANNED UNIT DEVELOPMENT (PUD), PLAT NUMBER 3, (AMENDED) BEING A MINOR RESUBDIVISION TO ESTABLISH SIX NEW LOTS (LOT 13 TO LOT 18), TO ALLOW THE CONSTRUCTION OF NOT MORE THAN SIX, TWO STORY, FOUR-PLEX DWELLING UNITS IN THE CITY OF ROLLA, PHELPS COUNTY, MISSOURI (CEDAR TRAILS LLC 4).

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI AS FOLLOWS:

Section 1: That the resubdivision of Lot 11, Cedar Trails PUD, being a minor subdivision, to increase the number of lots from 13 to 18 of the Cedar Trails PUD, situated in the NW ¼ of the NE ¼, Section 14, Township 37 North, Range 8W, of the 5th PM. City of Rolla, Phelps County, Missouri, is hereby approved.

Section 2: That Lot 11 is hereby subdivided, designating the addition of Lots 13 through 18.

Section 3: That this Ordinance shall be in full force and effect from after the date of its passage and approval. Building permits may not be issued by the Community Development Department until the revised plat has been filed with the Phelps County Recorder of Deeds.

PASSED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI AND APPROVED BY THE MAYOR THIS 1ST DAY OF AUGUST 2016.

APPROVED:

__________________________
Mayor

ATTEST:

__________________________
City Clerk

APPROVED AS TO FORM:

__________________________
City Counselor
CITY OF ROLLA
CITY COUNCIL AGENDA

DEPARTMENT HEAD: John Butz, ACTION REQUESTED: Motion
City Administrator

ITEM/SUBJECT: Setting of Public Hearing for Ch. 353 - Rolla Apts.

BUDGET APPROPRIATION: $300 DATE: August 1, 2016

COMMENTARY:

On June 6th, City Council entered into a Preliminary Funding Agreement with Rolla Developer, LLC (representing Rolla Apts.) for purposes to consider use of Ch. 353 Tax Abatement to support substantial renovation of Rolla Apts. off McCutchen Drive (a low-to-moderate-income seniors housing project). The advanced funds will cover the blight determination, tax impact analysis, and Redevelopment Plan – key elements of Ch. 353. A final public hearing will be held on August 15th when key documents and the enabling ordinance will be submitted for first reading. We also intend to meet with Rolla IDA who may be the conduit for the bond financing.

Recommendation: Motion to set a public hearing regarding the Ch. 353 (Rolla Apts.) Development Plan at 1101 McCutchen Drive at 6:30 p.m. on August 15, 2016 in City Council Chambers.
CITY OF ROLLA, MISSOURI  
1101 McCUTCHEON CHAPTER 353 TAX ABATEMENT

ANTICIPATED SCHEDULE OF EVENTS  
(as of July 13, 2016)

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<tr>
<th>Status</th>
<th>Date</th>
<th>Action</th>
<th>Responsible Parties</th>
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<tr>
<td>X</td>
<td>July 1</td>
<td>Circulate initial drafts of Blight Study and Tax Impact Statement</td>
<td>PGAV</td>
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<td>X</td>
<td>July 14</td>
<td>Circulate initial draft of Development Plan</td>
<td>G&amp;B</td>
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<td>X</td>
<td>July 15</td>
<td>Circulate revised drafts of Blight Study and Tax Impact Statement</td>
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<td>July 22</td>
<td>Provide comments on Development Plan, Blight Study and Tax Impact Statement</td>
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<td>July 25</td>
<td>Distribute initial draft of Redevelopment Agreement</td>
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<td>July 26</td>
<td>Finalize Development Plan, Blight Study and Tax Impact Statement</td>
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<td>July 27</td>
<td>Submit Development Plan to City</td>
<td>Developer</td>
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<td>August 1</td>
<td>City Council Meeting</td>
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<td>• Set Chapter 353 Public Hearing date</td>
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<td>August 2</td>
<td>Mail notice of Chapter 353 Public Hearing to taxing districts</td>
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<td>(at least 10 days prior to public hearing)</td>
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<td>August 3</td>
<td>Provide comments on Redevelopment Agreement</td>
<td>Developer</td>
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<td>August 5</td>
<td>Circulate revised draft of Redevelopment Agreement</td>
<td>G&amp;B</td>
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<td>August 10</td>
<td>Finalize Redevelopment Agreement and approving ordinance</td>
<td>All</td>
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August 15  City Council Meeting
- Hold Chapter 353 Public Hearing
- Introduce ordinance approving Development Plan and Redevelopment Agreement

September 6¹  City Council Meeting
- Adopt ordinance approving Development Plan and Redevelopment Agreement

¹ Regular meeting date is September 5, which is Labor Day. The City's calendar of events currently shows a City Council meeting scheduled for September 6.
DEPARTMENT HEAD: Steve Hargis

ACTION REQUESTED: Bid Award/Ordinance 1\textsuperscript{st} Reading

ITEM/SUBJECT: Project 407 – 2016 Phase III Asphalt Improvements

BUDGET APPROPRIATION (IF APPLICABLE) DATE: 08/01/16

COMMENTARY:

City staff asked for and received bids for the 2016 Phase II Asphalt Improvements. The following bids were:

Capital Paving and Construction, LLC $76,305.50
PO Box 104868
Jefferson City, MO 65110

Pierce Asphalt, LLC $69,086.86
19619 CR 7300
Newburg, MO 65550

Staff recommends award of the bid to Pierce Asphalt, LLC for $69,086.86. A copy of Bid Tab is attached. In addition, staff is requesting the first reading of the ordinance authorizing the Mayor to enter into the contract with the low bidder for $69,086.86.
## 2016 Phase III Asphalt Improvements
**Project 407**  
**July 27, 2016**

<table>
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<tr>
<th>Description</th>
<th>Qty.</th>
<th>Unit Price</th>
<th>Extended Total</th>
<th>Unit Price</th>
<th>Extended Total</th>
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<td>Asphalt Overlay - BP-1</td>
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<td>Tack Coat</td>
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<td>Water Valve Adjustment</td>
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<tr>
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<td>$15,446.20</td>
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<td><strong>Total Bid Price</strong></td>
<td></td>
<td></td>
<td><strong>$69,086.86</strong></td>
<td></td>
<td><strong>$76,305.50</strong></td>
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</table>

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*V.I.A.2.*
ORDINANCE NO. ___________


BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ROLLA, MISSOURI, AS FOLLOWS:

Section 1: That the Mayor of the City of Rolla, Missouri be and is hereby authorized and directed to execute on behalf of the City of Rolla, Missouri an agreement between the City of Rolla, Missouri and Pierce Asphalt, LLC. for 2016 Phase III Asphalt Improvements, Project 407, a copy of said agreement being attached hereto and marked Exhibit A.


APPROVED:

________________________________________

MAYOR

ATTEST:

________________________________________

CITY CLERK

APPROVED AS TO FORM:

________________________________________

CITY COUNSELOR
CONTRACT AGREEMENT

THIS AGREEMENT, made and entered into this __________ Day of ______________ by and between the City of Rolla, Missouri, Party of the First Part and hereinafter called Owner, and Pierce Asphalt, L.L.C. Party of the second Part and hereinafter called the Contractor.

WITNESSETH:

THAT WHEREAS, the Owner has caused to be prepared, in accordance with law, specifications, plans, and other Contract Documents for the work herein described, and has approved and adopted said documents, and has caused to be published and advertised for and in connection with the construction of: 2016 Phase III Asphalt Improvements, PROJECT 407, in complete accord with the Contract Documents and the said plans and specifications; and

WHEREAS, the said Contractor, in response to such advertisement, has submitted to the Owner, in the manner and at the time specified, a sealed proposal in accordance with the terms of said advertisement; and

WHEREAS, the Owner, in the manner prescribed by law, has publicly opened, examined and canvassed the proposals submitted in response to the published invitation therefore, and as a result of such canvass has determined and declared the aforesaid Contractor to be lowest and best bidder for the said work and has duly awarded to the said Contractor a contract therefore, for the sum or sums named in the Contractor’s proposal, a copy thereof being attached to and made a part of this contract.

NOW THEREFORE, in consideration of the compensation to be paid to the Contractor and of the mutual agreement herein contained, the parties to these presents have agreed and hereby agree, the Owner for itself and its successors, and the Contractor for itself, himself, or themselves, or its, his or their successors and assigns, or its, his, or their executors and administrators, as follows:

ARTICLE I. That the Contractor shall (a) furnish all tools, equipment, supplies, superintendent, transportation, and other construction accessories, services and facilities; (b) furnish all materials, supplies, and equipment specified and required to be incorporated in, and form a permanent part of the completed work except the items specified to be furnished by the Owner; (c) provide and perform all necessary labor, and (d) in a good, substantial, and workmanlike manner, and in accordance with the provisions of the General Conditions and the Special Conditions of the Contract, which are attached hereto and made a part hereof, and in conformity with the Contract Plans and Specifications designated and identified therein, execute, construct, and complete all work included in, and covered by the Owner’s official award of this Contract to the said Contractor, such award being based on the acceptance by the Owner of the Contractor’s proposal, for the construction of 2016 Phase III Asphalt Improvements, PROJECT 407.
It is further stipulated that not less than the prevailing hourly rate of wages as found by the Department of Labor and Industrial Relations of the State of Missouri, or determined by the Court of Appeal shall be paid to all workers performing work under this Contract.

**ARTICLE II.** Contractor acknowledges that Section 285.530, R.S.Mo, prohibits any business entity or employer from knowingly employing, hiring for employment, or continuing to employ an unauthorized alien to perform work within the State of Missouri. Contractor therefore covenants that it is not knowingly in violation of Subsection 1 of Section 285.530, R.S.Mo, and that it will not knowingly employ, hire for employment, or continue to employ any unauthorized aliens to perform work on the Project, and that its employees are lawfully eligible to work in the United States.

**ARTICLE III.** Occupational Safety and Health Administration (OSHA)

**Safety Training:**

a. Contractor shall provide a ten (10) hour Occupational Safety and Health Administration (OSHA) construction safety program for all employees who will be on-site at the project. The construction safety program shall include a course in construction safety and health that is approved by OSHA or a similar program approved by the Missouri Department of Labor and Industrial Relations which is at least as stringent as an approved OSHA program as required by Section 292.675, R.S.Mo.

b. Contractor shall require its on-site employees to complete a construction safety program within sixty (60) days after the date work on the project commences.

c. Contractor acknowledges and agrees that any of Contractor’s employees found on the project site without the documentation of the successful completion of a construction safety program shall be required to produce such documentation within twenty (20) days, or will be subject to removal from the project.

d. Contractor shall require all of its subcontractors to comply with the requirements of this Section and Section 292.675, R.S.Mo.

**Notice of Penalties for Failure to Provide Safety Training**

a. Pursuant to Section 292.675, R.S.Mo, Contractor shall forfeit to City as a penalty two thousand five hundred dollars ($2,500.00), plus one hundred dollars ($100.00) for each on-site employee employed by Contractor or its Subcontractor, for each calendar day, or portion thereof, such on-site employee is employed without the construction safety training required in Safety Training section of Article III above.

b. The penalty described in above subsection A of this section shall not begin to accrue until the time periods described in Sections B and C Safety Training of Article III above have elapsed.

c. Violations of Article III – Safety Training above and imposition of the penalty described in this Section shall be investigated and determined by the Missouri Department of Labor and Industrial Relations.

**ARTICLE IV.** That the Contractor shall construct and complete the work designated and described in the foregoing proposal and attached specifications in accordance with the Notice to Bidders, Instruction to Bidders, Proposal, Bond, General Conditions, Special Conditions, Technical Specifications, Drawings, Addenda, and other component parts of the Contract.
Documents hereto attached, all of which documents from the Contract and are as fully a part hereto as if repeated verbatim herein.

**ARTICLE V.** That the Owner shall pay to the Contractor for the performance of the work described as follows: Complete construction of the improvements in accordance with plans and specifications; and the Contractor will accept as full compensation therefore, the sum (subject to adjustment as provided by the Contract) of $69,086.86 for all work covered by and included in the contract award and designated in the foregoing Article I. Payment therefore shall be made in the manner provided in the General Conditions attached hereto.

**ARTICLE VI.** That the Contractor shall begin assembly of materials and equipment within ten (10) days after receipt from the Owner of executed copies of the Contract. Date of Completion of this project is 45 CALENDAR DAYS FROM THE NOTICE TO PROCEED DATE.

Liquidated Damages - Should the contractor fail to complete the work on or before the completion date specified the contractor will be charged liquidated damages in the amount of $100.00 per calendar day for each full calendar day that the work is not fully completed. Liquidated damages will not be charged for weekends and holidays.

**ARTICLE VII.** Before the final payment can be made to the Contractor on the project, the Contractor must complete and return the Affidavit Compliance with the Prevailing Wage Law form furnished at the end of the Special Conditions section.

**ARTICLE VIII.** Before the final payment can be made on the project to the Contractor, the Contractor must complete and return the Contractor’s Affidavit Regarding Settlement of Claims form furnished at the end of the Special Conditions section.

**ARTICLE IX.** This Contract will not be binding and effective until confirmed by the Owner.
IN WITNESS-WHEREOF: The parties have executed this Contract as of the day and year first above written.

CITY OF ROLLA, MISSOURI

BY
Mayor, Owner, Party of the First Part

CONTRACTOR

BY
TITLE

STATE OF MISSOURI )
SS )
County of Phelps )

On this ______ day of __________ before me appeared ____________________________, to me personally known, who, being by me duly sworn, did say that he is the Mayor of the City of Rolla, Missouri, a municipal corporation, and the seal affixed to said instrument is the corporate seal of said municipal corporation and that said instrument is the corporate seal of said municipal corporation and that said instrument was signed under authority of the City Council of the City of Rolla, Missouri; and the said ____________________________ Acknowledged said instrument to be the free act and deed of said municipal corporation.

My commission expires: __________________________

Notary Public

STATE OF MISSOURI )
SS )
County of Phelps )

On this ______ day of __________ before me appeared ____________________________, to me personally known, who, being by me duly sworn, did say that (s)he is the ____________________________ of and that the seal affixed to said instrument is the corporate seal of said corporation by authority of its board of directors; and the said ____________________________ acknowledged said instrument to be the free act and deed of said corporation.

My commission expires: __________________________

Notary Public

VII. A. 7.